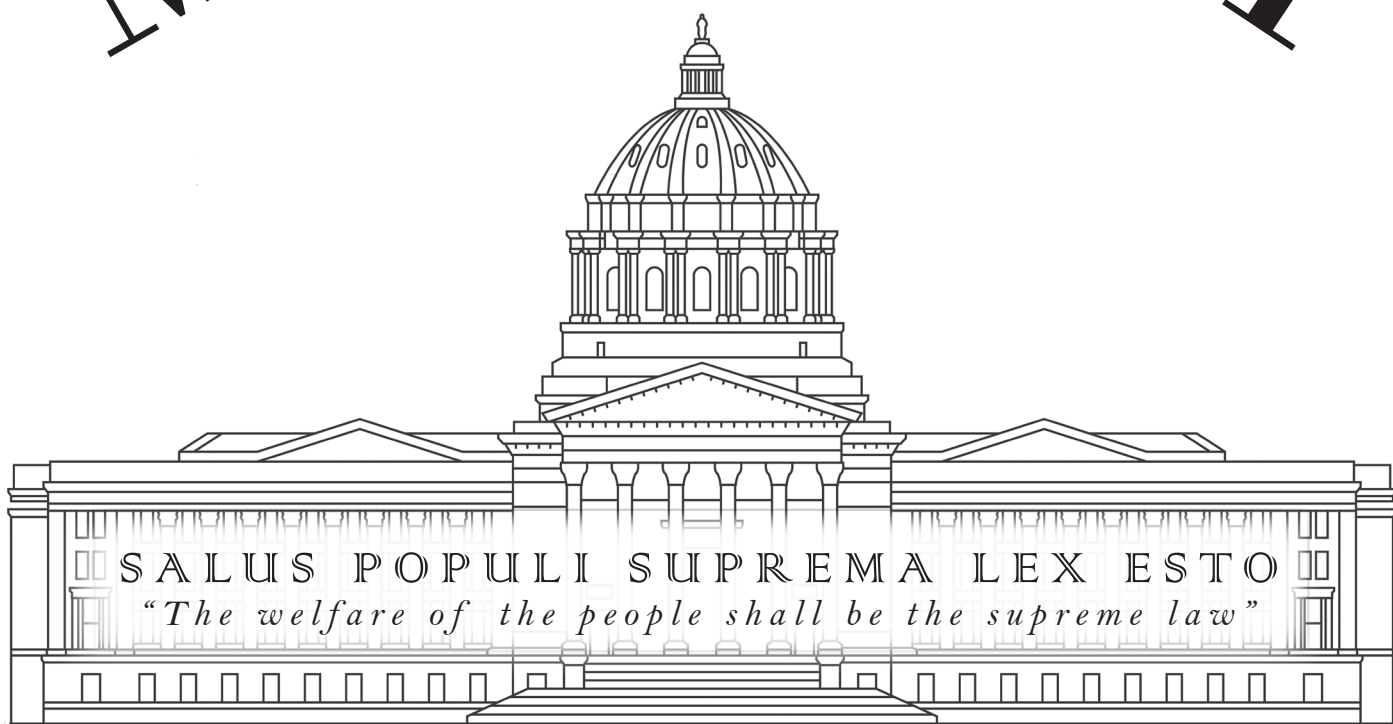


Volume 49, Number 24
Pages 1885—1926

December 16, 2024

MISSOURI



REGISTER

John R. Ashcroft  Secretary of State

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MISSOURI



REGISTER

December 16, 2024

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Documents will be accepted for filing on all regular workdays from 8:00 a.m. until 5:00 p.m. We encourage early filings to facilitate the timely publication of the *Missouri Register*. Orders of Rulemaking appearing in the *Missouri Register* will be published in the *Code of State Regulations* and become effective as listed in the chart above. Advance notice of large volume filings will facilitate their timely publication. We reserve the right to change the schedule due to special circumstances. Please check the latest publication to verify that no changes have been made in this schedule. To review the entire year's schedule, please see the website at sos.mo.gov/adrules/pubsched.

HOW TO CITE RULES AND RSMO

RULES

The rules are codified in the *Code of State Regulations* in this system–

Title	CSR	Division	Chapter	Rule
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and should be cited in this manner: 3 CSR 10-4.115.

Each department of state government is assigned a title. Each agency or division in the department is assigned a division number. The agency then groups its rules into general subject matter areas called chapters and specific areas called rules. Within a rule, the first breakdown is called a section and is designated as (1). Subsection is (A) with further breakdown into paragraphs 1., subparagraphs A., parts (I), subparts (a), items I. and subitems a.

The rule is properly cited by using the full citation; for example, 3 CSR 10-4.115, NOT Rule 10-4.115.

Citations of RSMo are to the *Missouri Revised Statutes* as of the date indicated.

Code and Register on the Internet

The *Code of State Regulations* and *Missouri Register* are available on the Internet.

The *Code* address is sos.mo.gov/adrules/csr/csr

The *Register* address is sos.mo.gov/adrules/moreg/moreg

These websites contain rulemakings and regulations as they appear in the *Code* and *Registers*.

The Secretary of State shall publish all executive orders beginning January 1, 2003, pursuant to section 536.035.2, RSMo.

EXECUTIVE ORDER
24-14

WHEREAS, I have been advised by the State Emergency Management Agency that the ongoing and forecasted severe storm systems have caused, or have the potential to cause, damage associated with tornados, straight line winds, large hail, heavy rains, flooding, and flash flooding affecting communities throughout the State of Missouri; and

WHEREAS, interruptions of public services are occurring, or are anticipated to occur, as a result of recent severe weather and flooding events; and

WHEREAS, the severe storm systems beginning on November 3, 2024, and continuing have the potential to create a condition of distress and hazard to the safety, welfare, and property of the people of the State of Missouri beyond the capabilities of some local jurisdictions and other established agencies; and

WHEREAS, the State of Missouri will continue to be proactive where the health and safety of the people of Missouri are concerned; and

WHEREAS, the resources of the State of Missouri may be needed to assist affected jurisdictions and to help relieve the condition of distress and hazard to the safety and welfare of our fellow Missourians; and

WHEREAS, invoking the provisions of sections 44.100 and 44.110, RSMo, is necessary to ensure the protection of the safety and welfare of the people of Missouri.

NOW, THEREFORE, I, MICHAEL L. PARSON, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and the laws of the State of Missouri, including sections 44.100 and 44.110, RSMo, do hereby declare that a State of Emergency exists in the State of Missouri and direct the Missouri State Emergency Operations Plan be activated.

I further authorize state agencies to provide assistance as needed.

This Order shall terminate on December 5, 2024, unless extended in whole or in part.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 5th day of November, 2024.



MICHAEL L. PARSON
GOVERNOR

ATTEST:



JOHN R. ASHCROFT
SECRETARY OF STATE

EXECUTIVE ORDER
24-15


TO ALL DEPARTMENTS AND AGENCIES:

This is to advise that state offices of the executive branch under the purview of the Governor will be closed on Friday, November 29, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 7th day of November, 2024.


MICHAEL L. PARSON
GOVERNOR

ATTEST:


JOHN R. ASHCROFT
SECRETARY OF STATE

The text of proposed rules and changes will appear under this heading. A notice of proposed rulemaking is required to contain an explanation of any new rule or any change in an existing rule and the reasons therefor. This explanation is set out in the PURPOSE section of each rule. A citation of the legal authority to make rules is also required, and appears following the text of the rule, after the word "Authority."

Entirely new rules are printed without any special symbology under the heading of proposed rule. If an existing rule is to be amended or rescinded, it will have a heading of proposed amendment or proposed rescission. Rules that are proposed to be amended will have new matter printed in boldface type and matter to be deleted placed in brackets.

An important function of the *Missouri Register* is to solicit and encourage public participation in the rulemaking process. The law provides that for every proposed rule, amendment, or rescission there must be a notice that anyone may comment on the proposed action. This comment may take different forms.

If an agency is required by statute to hold a public hearing before making any new rules, then a Notice of Public Hearing will appear following the text of the rule. Hearing dates must be at least thirty (30) days after publication of the notice in the *Missouri Register*. If no hearing is planned or required, the agency must give a Notice to Submit Comments. This allows anyone to file statements in support of or in opposition to the proposed action with the agency within a specified time, no less than thirty (30) days after publication of the notice in the *Missouri Register*.

An agency may hold a public hearing on a rule even though not required by law to hold one. If an agency allows comments to be received following the hearing date, the close-of-comments date will be used as the beginning day in the ninety- (90-) day count necessary for the filing of the order of rulemaking.

If an agency decides to hold a public hearing after planning not to, it must withdraw the earlier notice, file a new notice of proposed rulemaking, and schedule a hearing for a date not less than thirty (30) days from the date of publication of the new notice.

Proposed Amendment Text Reminder:

Boldface text indicates new matter.

[Bracketed text indicates matter being deleted.]

TITLE 6 – DEPARTMENT OF HIGHER EDUCATION AND WORKFORCE DEVELOPMENT

Division 10 – Commissioner of Higher Education Chapter 10 – Out-of-State Public Institutions

PROPOSED RESCISSION

6 CSR 10-10.010 Out-of-State Public Institutions. This rule described the requirements with which out-of-state public institutions that offer instruction in Missouri must comply.

PURPOSE: This rule is being rescinded because the department is promulgating an updated version of the rule.

AUTHORITY: section 173.005, RSMo Supp. 2012. Original rule filed Dec. 17, 2007, effective June 30, 2008. Amended: Filed April 15, 2013, effective Oct. 30, 2013. Rescinded: Filed Nov. 5, 2024.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Higher Education and Workforce Development at 301 W. High Street, Jefferson City, MO 65101. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

TITLE 6 – DEPARTMENT OF HIGHER EDUCATION AND WORKFORCE DEVELOPMENT

Division 10 – Commissioner of Higher Education Chapter 10 – Out-of-State Public Institutions

PROPOSED RULE

6 CSR 10-10.010 Out-of-State Public Institutions

PURPOSE: This rule describes the requirements with which out-of-state public institutions that offer instruction in Missouri must comply.

(1) Definitions.

(A) "Accreditation" means the status of public recognition conferred by an accreditor recognized by the U.S. Department of Education as a reliable authority concerning the quality of education or training provided by institutions of higher education.

(B) "Board" means the Coordinating Board for Higher Education created by section 173.005, RSMo.

(C) "Certificate" means any award, including a diploma, that does not have a degree designation of associate, baccalaureate, master, education specialist, or doctorate.

(D) "Course" means a defined and unique educational offering with discrete objectives and requirements in support of a program or certificate, regardless of how the offering is delivered. A course may be offered as a distinct program or certificate.

(E) "Department" means the Department of Higher Education and Workforce Development.

(F) "Distance education" means those education opportunities provided for credit by institutions of higher education through online services or other distance modalities where the participants are at a distance from each other and may or may not be separated in time (synchronous vs. asynchronous).

(G) "Duplication" means offering a program, certificate, or course that is the same or substantially similar to a program, certificate, or course that is currently approved by a Missouri public higher education institution.

(H) "Dual credit courses" means college-level coursework delivered by a postsecondary educational institution and taught in a Missouri high school by instructors with appropriate academic credentials to Missouri high school students earning high school and college credit simultaneously.

(I) "Dual enrollment courses" means postsecondary courses of instruction delivered by a dual-enrollment provider in which a secondary school student is concurrently enrolled in a

Missouri high school and the dual enrollment provider.

(J) "Out-of-state public institution of higher education" means an education institution located outside Missouri meeting the requirements of section 173.005, RSMo.

(K) "Physical presence" means any location within the state of Missouri where, or through which, an out-of-state public institution of higher education operates for the purpose of offering programs, certificates, or courses. Location is defined to include any address, physical site, electronic device, or telephone number within or originating from within the boundaries of the state of Missouri. Physical presence shall also mean a formally scheduled instructional interaction, clinical internship, or field experience related to Missouri's licensed professions, organized by or through an institution taking place between two (2) or more students and/or instructors, or preceptors, within the state of Missouri or any signed contract or agreement between a Missouri organization and an out-of-state institution to enroll students. Physical presence does not include any activities conducted by an out-of-state public institution of higher education that is covered by the provisions of the State Authorization Reciprocity Agreement.

(L) "Point of contact" means an individual who is designated by the out-of-state public institution of higher education as the person responsible for receiving and conveying information between the institution and the board or the department. The department will direct all communications regarding the out-of-state public institution of higher education's activities in Missouri to the point of contact.

(M) "Program" means a prescribed course of study that leads to the formal award of a certificate or degree.

(2) Jurisdiction. No out-of-state public institution of higher education may offer programs, certificates, or courses, including those offered as dual credit or dual enrollment, within the state of Missouri without receiving prior approval from the board and payment of appropriate fees. Approval to operate via physical presence or approval to offer distance education does not automatically confer approval to offer such programs, certificates, or courses, as these must be submitted separately for review and approval. Programs offered cooperatively between a Missouri public institution and an out-of-state public institution that are transcribed by the Missouri public institution are not subject to this rule. Approved out-of-state public institutions providing approved dual credit or dual enrollment courses in Missouri will be subject to the same annual reporting requirements as Missouri institutions.

(3) Approval to Establish a Physical Presence in Missouri.

(A) Out-of-state public institutions of higher education must submit a request to the department for approval to operate through a location within the state of Missouri. The request must include the following:

1. Name of the institution;
2. Physical location where or through which instruction will be provided in Missouri;
3. Name and contact information of the chief administrative officer of the Missouri location and the point of contact of the Missouri location, if different;
4. Verification of institutional and any programmatic accreditation;
5. Verification the institution is not currently subject to a sanction by its recognized institutional accreditor, the absence of which is sufficient to deny approval;
6. A list of all programs, certificates, or courses, including outcome awards and Classification of Instructional Programs

(CIP) codes, the institution will propose to offer at the Missouri location;

7. Institution's plan for ensuring the program(s) anticipated to be offered at or through the location will have adequate qualified faculty to offer high-quality programs; and

8. Copies of the institution's complaint policies.

(B) The department may seek additional information, documentation, research, or verification submitted or received from any source in supplement to the pending application. This may include information regarding potential unnecessary duplication of programs offered by Missouri public institutions or other potential program offerings that, if proposed by a Missouri public institution, may require review through the comprehensive review process as described in 6 CSR 10-4.010.

(C) Upon review of all documents regarding the application, the department will provide a recommendation to the board at the next available board meeting.

(D) The board may approve or deny the proposal to establish a physical presence in Missouri. If approved, such approval will be for a period of three (3) years and is subject to renewal and payment of a renewal fee.

(E) Any approval of a location in Missouri by an out-of-state public institution of higher education shall not be construed or interpreted such that students attending the institution are considered to be attending a Missouri public institution of higher education for purposes of obtaining student financial assistance.

(F) Out-of-state public institutions of higher education that receive board approval to operate a location in Missouri shall be held to the same standards for program review and policies for closure, information disclosure, data collection, cooperation, and dispute resolution as Missouri public institutions of higher education.

(4) Approval to Offer Distance Education.

(A) Out-of-state public institutions seeking to offer programs, certificates, or courses in Missouri via distance education that are not participants in a state that is a member of a distance education reciprocity agreement to which Missouri is also a member must submit a request to the department for approval to offer education via distance or other modalities that do not include a physical presence. The request must include the following:

1. Name of the institution;
2. Address of main campus or the campus through which the program(s), certificate(s), or course(s) will be offered;
3. Name and contact information of the chief administrative officer of the location through which distance education is offered and the point of contact of the institution, if different;
4. Name and verification of recognized institutional and any programmatic accreditation;
5. Verification the institution is not currently subject to a sanction by its recognized institutional accreditor, the absence of which is sufficient to deny approval;
6. Copies of student information disclosures the institution uses to advise students regarding educational requirements for professional licensure programs; and
7. Copies of the institution's complaint policies.

(B) The department may seek additional information, documentation, research, or verification submitted or received from any source in supplement to the pending application.

(C) Any approval to offer distance education by an out-of-state public institution of higher education approved under this rule shall not be construed or interpreted such that

students enrolled in the program, certificate, or course are considered to be attending a Missouri public institution of higher education for purposes of obtaining student financial assistance.

(D) Out-of-state public institutions of higher education that receive approval to offer distance education programs, certificates, or courses in Missouri shall be held to the same standards for data collection as Missouri public institutions of higher education.

(5) Program, Certificate, or Course Review and Approval. Out-of-state public institutions of higher education with a physical presence must submit programs, certificates, and courses for review and approval. The three (3) types of review for programs, certificates, and courses are staff, routine, and comprehensive.

(A) Staff review is to consider minor changes to currently approved programs, certificates, or courses. Such changes include inactivation or deletions, changing the program title or CIP code, or minor curriculum changes that do not, in the opinion of the department, rise to the level of a new program, certificate, or course. More extensive revisions may be referred to the routine or comprehensive review level.

1. Department staff may request additional information from the proposing institution to determine the appropriate level of review and ensure all required information is included in the proposal.

2. Staff will report staff review actions to the board at the next regular board meeting following completion of the review.

(B) Routine review is for new programs, certificates, or courses, or for changes to existing programs, certificates, or courses, deemed by staff to not meet the criteria for staff review. Programs, certificates, or courses to be offered in Missouri may be considered under routine review if they meet the following criteria:

1. The program, certificate, or course is already offered on the main out-of-state campus of the institution;

2. The program, certificate, or course does not unnecessarily duplicate an existing program, certificate, or course in the applicable geographic area; and

3. The proposal includes a compelling rationale justifying the need for the program, certificate, or course and why the proposing institution is best suited to deliver the program, certificate, or course.

(C) Comprehensive review is for new programs, certificates, or courses or changes to existing programs, certificates, or courses deemed by staff to not meet the criteria for routine review. Programs, certificates, or courses to be offered in Missouri may be considered under comprehensive review if they meet the following criteria:

1. The program, certificate, or course is not offered at the main out-of-state campus of the institution;

2. The program, certificate, or course duplicates an existing program, certificate, or course offered by a public two- (2-) or four- (4-) year college or university in the applicable geographic area; or

3. The institution does not have a compelling rationale justifying the need to offer the program, certificate, or course in Missouri, including why the proposing institution is best suited to deliver the program.

(6) Fees. Payment may be made electronically or by check. Fees should be made payable to the Missouri Department of Higher Education and Workforce Development. Fees are non-refundable.

(A) Application to Establish or Renew Physical Presence	\$3,000
(B) New Program, Certificate, or Course Application (Physical Presence)	\$1,500
(C) Program, Certificate, or Course Change (Staff Review)	\$250
(D) Application to Offer or Renew Approval for Distance Education	\$1,500
(E) New Program, Certificate, or Course Application (Distance Education)	\$750

(7) Probation, Suspension, or Revocation. An out-of-state public institution of higher education authorized to operate in Missouri via physical presence or for distance education may be placed on probation, may be suspended, or may have its authorization revoked for reasons of noncompliance with the provisions of this rule, including adverse actions from the institution's or the programmatic accreditor.

AUTHORITY: section 173.005, RSMo Supp. 2024. Original rule filed Dec. 17, 2007, effective June 30, 2008. Amended: Filed April 15, 2013, effective Oct. 30, 2013. Rescinded and readopted Nov. 5, 2024.

PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Department of Higher Education and Workforce Development at 301 W. High Street, Jefferson City, MO 65101. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

TITLE 15 – ELECTED OFFICIALS

Division 50 – Treasurer

Chapter 5 – Missouri Empowerment Scholarship Accounts Program

PROPOSED AMENDMENT

15 CSR 50-5.020 Missouri Empowerment Scholarship Accounts Program. The treasurer is amending sections (1) and (4).

PURPOSE: This proposed amendment updates the rule to conform to statutory changes passed during the Second Regular Session of the 102nd General Assembly. This proposed amendment incorporates a new definition as needed due to the amended statutes.

(1) Definitions.

(A) Existing Missouri Definitions. The following terms, as used in this rule, are defined in section 135.712, RSMo: educational assistance organization, parent, program, scholarship account, taxpayer. The following terms, as used in this rule, are defined in section 166.700, RSMo: curriculum, district, private school, qualified school, qualified student. The following term, as used in this rule, is defined in section

135.715, RSMo: qualifying contribution. **The following term, as used in this rule, is defined in section 167.013, RSMo: Family Paced Education (FPE) school.**

(4) Qualified Schools.

(A) All schools other than *[home]* a FPE school[s]. A public school, charter school, private school, or a public or private virtual school, shall satisfy the following requirements to be considered a qualified school:

1. Full accreditation by the Department of Elementary and Secondary Education or a nationally recognized education accrediting association. A list of approved nationally recognized education accrediting associations will be made available on the treasurer's official website; and

2. Approval from one (1) or more certified educational assistance organizations.

(B) *[Home]* FPE schools. Any prospective student that will attend a *[home]* FPE school, as defined in section 167.0[3]13, RSMo, shall submit to an educational assistance organization as part of his or her completed qualified student application a *[home]* FPE school certification application. In addition to certifying that the *[home]* FPE school complies with all provisions found in section 167.0[3]13.2(1), RSMo, the *[home]* FPE school shall certify that it will:]—

1. Agree to not pay, share, refund, or rebate any MOScholars account funds in any manner with the parent, qualified student, or any other individual within three (3) degrees of consanguinity to the qualified student;

2. Submit a proposed curriculum plan, or, provide the records required to be maintained pursuant to section 167.0[3]13.2[(2)(a)], RSMo;

3. Provide the state treasurer's office with an authorization to conduct a review of the criminal history records maintained by the Missouri State Highway Patrol in the Missouri criminal records repository for every adult who resides in the *[home]* FPE school, if the *[home]* FPE school is given initial approval from an educational assistance organization; and

4. When requested, produce the records required to be maintained under section 167.0[3]13.2[(2)(a)], RSMo.

A. Within fifteen (15) days of receipt of a completed qualified student application and *[home]* FPE school certification, the educational assistance organization shall provide the treasurer an initial approval in accordance with the criteria set forth above, unless granted an extension by the treasurer or the educational assistance organization determines a denial is necessary.

B. Upon receipt of a *[home]* FPE school certification that has received initial approval from an educational assistance organization, the treasurer shall conduct a review of the criminal history records maintained by the Missouri State Highway Patrol in the Missouri criminal records repository for every adult who resides in the *[home]* FPE school, and notify the parent and the educational assistance organization that the *[home]* FPE school certification application has received final approval or denial.

AUTHORITY: section 135.719, RSMo Supp. [2021] 2024. Emergency rule filed April 11, 2022, effective April 25, 2022, expired July 30, 2022. Original rule filed Jan. 26, 2022, effective July 30, 2022. Amended: Filed Nov. 14, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private

entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the State Treasurer's Office at the Harry S Truman State Office Building, Room 780, PO Box 210, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

TITLE 15 – ELECTED OFFICIALS

Division 50 – Treasurer

Chapter 5 – Missouri Empowerment Scholarship Accounts Program

PROPOSED AMENDMENT

15 CSR 50-5.030 Tax Credit Program. The treasurer is amending sections (1) and (2).

PURPOSE: This proposed amendment updates the rule to conform to statutory changes passed during the Second Regular Session of the 102nd General Assembly. This proposed amendment incorporates a new definition as needed due to the amended statutes.

(1) Definitions.

(B) Additional Definitions. The following definitions shall also apply to the following terms as they are used in this rule:

1. "501(c)(3) organization" means an organization described in section 501(c)(3) of the *Internal Revenue Code* and exempt from taxation under section 501(a) of the *Internal Revenue Code*;

2. "Annual inflation adjusted cap" means the cumulative amount of tax credits that may be allocated to all taxpayers **contributing to educational assistance organizations** in any *[one (1)]* calendar year after *[the annual tax credit amount is annually adjusted by the treasurer on December 1, to be effective January 1 of the next calendar year, for inflation based on the consumer price index for all urban consumers for the Midwest region, as defined and officially recorded by the United States Department of Labor or its successor, such annual increase shall cease when the amount of tax credits reach fifty million dollars]* each annual adjustment by the treasurer as provided in section (2);

3. "Annual tax credit amount" means, for any state fiscal year, the sum of the amount of tax credits approved under section 33.282.3, RSMo, which are approved for a taxpayer whose taxable year begins on or after January 1 of the calendar year preceding the start of the applicable state fiscal year;

4. "Annual total grant amount" means, for any school year, the sum of the amount of scholarship account payments distributed to the account of a qualified student, not to exceed a total amount equal to the state adequacy target;

5. "Household income" has the same meaning as the term "income" as defined in the income eligibility guidelines for free and reduced price meals under the National School Lunch Program in 7 CFR part 210 as published in the *Federal Register* by the United States Department of Agriculture;

6. "Owner or operator" includes:]—

A. A president, officer, or director of an educational assistance organization or a person with equivalent decision-making authority over an educational assistance organization; and

B. An owner, operator, superintendent, or principal of an eligible qualified school or a person with equivalent decision-making authority over an eligible qualified school;

7. "State adequacy target" has the same meaning as defined in section 163.011, RSMo, and calculated by the Department of Elementary and Secondary Education; and

8. "Taxpayer" means any taxpayer as defined in section 135.712.2(7), RSMo, who applies to make a qualifying contribution to a certified educational assistance organization and reserve a tax credit for such contribution.

(2) Annual Adjustment[s]. Beginning December 1, 2022, and by **December 1 each year thereafter**, the treasurer shall adjust the cumulative amount of tax credits that may be allocated to all taxpayers **contributing to educational assistance organizations in [any one (1)] the next calendar year [based on the most recently released consumer price index for all urban consumers for the Midwest region, as defined and officially recorded by the United States Department of Labor or its successor. The adjustment shall occur annually on December 1 and all such] as provided by statute. Each annual adjustment[s] shall be effective January 1 of the next calendar year. Such annual adjustments shall cease when the amount of tax credits reaches [fifty (50)] seventy-five (75) million dollars annually.**

AUTHORITY: section 135.719, RSMo Supp. [2021] 2024. Emergency rule filed April 11, 2022, effective April 25, 2022, expired July 30, 2022. Original rule filed Jan. 26, 2022, effective July 30, 2022. Amended: Filed Nov. 14, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the State Treasurer's Office at the Harry S Truman State Office Building, Room 780, PO Box 210, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

TITLE 15 – ELECTED OFFICIALS

Division 50 – Treasurer

Chapter 5 – Missouri Empowerment Scholarship Accounts Program

PROPOSED AMENDMENT

15 CSR 50-5.050 Educational Assistance Organizations. The treasurer is amending sections (13), (14), and (17).

PURPOSE: This proposed amendment updates the rule to conform to statutory changes passed during the Second Regular Session of the 102nd General Assembly. This proposed amendment incorporates new terms as needed due to the amended statutes.

(13) State Adequacy Target. The annual total grant amount shall not exceed *[an amount equal to the state adequacy target as defined in section 163.011, RSMo, and calculated by the*

Department of Elementary and Secondary Education. No later than November 1 of the school year prior to the school year for which it is effective, the treasurer shall publish on its website and notify educational assistance organizations of the state adequacy target for the following school year as calculated by the Department of Elementary and Secondary Education] the grant limits as provided under sections 135.714.1(6)(a)a.–d., RSMo.

(14) Distribution Order. Priority must be given to eligible students *[in the following tiered order:] as provided under sections 135.714.1(4)(a)-(i), RSMo.*

[(A) Students that have an approved individualized education plan (IEP) or students living in a household whose total annual income does not exceed an amount equal to one hundred percent (100%) of the income standard used to qualify for free and reduced price lunches;

(B) Students living in a household whose total annual income does not exceed an amount equal to two hundred percent (200%) of the income standard used to qualify for free and reduced price lunches; and

(C) All other qualified students. The treasurer shall notify all educational assistance organization when they are authorized to make distributions to eligible students in the second and third tiers.]

(17) Number of Certified Educational Assistance Organizations. The treasurer shall limit the number of certified educational assistance organizations to no more than *[ten (10)] seven (7)* in any single school year, with no more than *[six (6)] seven (7)* having their principal place of business in any one (1) of the following entities: Greene County, Jackson County, St. Charles County, St. Louis County, or St. Louis City. An educational assistance organization will be evaluated based on experience, geographic coverage pertaining to eligible students it can serve, readiness to award scholarship grants, and the organization's anticipated administrative expenses. All decisions regarding certification are final.

AUTHORITY: section 135.719, RSMo Supp. [2021] 2024. Emergency rule filed April 11, 2022, effective April 25, 2022, expired July 30, 2022. Original rule filed Jan. 26, 2022, effective July 30, 2022. Amended: Filed Nov. 14, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the State Treasurer's Office at the Harry S Truman State Office Building, Room 780, PO Box 210, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

This section will contain the final text of the rules proposed by agencies. The order of rulemaking is required to contain a citation to the legal authority upon which the order or rulemaking is based; reference to the date and page or pages where the notice of proposed rulemaking was published in the *Missouri Register*; an explanation of any change between the text of the rule as contained in the notice of proposed rulemaking and the text of the rule as finally adopted, together with the reason for any such change; and the full text of any section or subsection of the rule as adopted that has been changed from the text contained in the notice of proposed rulemaking. The effective date of the rule shall be not less than thirty (30) days after the date of publication of the revision to the *Code of State Regulations*.

The agency is also required to make a brief summary of the general nature and extent of comments submitted in support of or opposition to the proposed rule and a concise summary of the testimony presented at the hearing, if any, held in connection with the rulemaking, together with a concise summary of the agency's findings with respect to the merits of any such testimony or comments that are opposed in whole or in part to the proposed rule. The ninety-(90-) day period during which an agency shall file its order of rulemaking for publication in the *Missouri Register* begins either: 1) after the hearing on the proposed rulemaking is held; or 2) at the end of the time for submission of comments to the agency. During this period, the agency shall file with the secretary of state the order of rulemaking, either putting the proposed rule into effect, with or without further changes, or withdrawing the proposed rule.

TITLE 10 – DEPARTMENT OF NATURAL RESOURCES
Division 20 – Clean Water Commission
Chapter 6 – Permits

ORDER OF RULEMAKING

By the authority vested in the Clean Water Commission under section 644.026, RSMo 2016, the commission amends a rule as follows:

10 CSR 20-6.030 Disposal of Wastewater in Residential Housing Developments is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 15, 2024 (49 MoReg 1121-1123). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing was held on August 15, 2024, at the Lewis and Clark State Office Building in Jefferson City, and was also available via Webex or telephone with a total of twenty-seven (27) individuals attending the hearing. The department provided an explanation of the proposed amendment at the public hearing. The public comment period ended on August 23, 2024. No comments were received during the public hearing or during the public comment period.

TITLE 10 – DEPARTMENT OF NATURAL RESOURCES
Division 20 – Clean Water Commission
Chapter 8 – Minimum Design Standards

ORDER OF RULEMAKING

By the authority vested in the Clean Water Commission under section 644.026, RSMo 2016, the commission amends a rule as follows:

10 CSR 20-8.130 Pumping Stations is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 15, 2024 (49 MoReg 1123-1125). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing was held on August 15, 2024, with 27 people in attendance.

COMMENT #1: In 2023, when this rule was first proposed, Brent Herring (KC Water) and Paul Calamita (Association of Missouri Cleanwater Agencies (AMCA)) submitted a comment requesting the rule change “independent utility substations” to “independent feeds” and change “independent substations” to “independent feeds.”

RESPONSE: The department made changes to the rule text prior to the July 15, 2024, *Missouri Register* publication of the proposed amendment to refer to independent “feeds” rather than “substations.” As the language was already in the proposed amendment, no further changes were warranted at this time.

COMMENT #2: Brent Herring (KC Water) and Paul Calamita (AMCA) submitted a comment requesting the rule add “or independent circuits within a substation” before “and its associated distribution lines.” After a brief phone discussion with both Brent Herring and Paul Calamita, the department received follow-up emails from each stating they no longer propose adding “or independent circuits within a substation.”

RESPONSE: No changes will be made based on the submitted comments.

COMMENT #3: Paul Calamita (AMCA) submitted a comment requesting the rule add that “a program for mobile generators approved by the department” could be an alternative to a dedicated generator. After a brief phone discussion with Paul Calamita, the department received a follow-up email stating they understand that portable generators will be allowed to address power outages that last longer than the storage time at any pump station.

RESPONSE: As discussed with Paul Calamita, the purpose of the minimum storage is to give the operator time to respond with portable equipment. Therefore, the current rule will require either 1) a minimum storage volume or 2) engineering justification of a “reasonable amount of retention” along with emergency backup power via either a dedicated generator or an additional independent electrical utility feed. No changes will be made based on the submitted comments.

COMMENT #4: Department staff clarified the rule applies to “pump stations” in the text of the rule.

RESPONSE: The department removed the word “facilities” in two (2) instances within the rule text and replaced with “a pump

station serving a wastewater treatment facility” to provide clarity. No changes were made in response to this comment.

COMMENT #5: Blake Anderson (KC Water) submitted a comment stating that the cost of complying with the regulation is budgeted at \$13 million for KCMO (Kansas City, Missouri).

RESPONSE: The existing rule requires emergency storage at every pump station. The proposed amendment rulemaking would only be applicable during construction or modification of a pump station and would provide an alternative to the minimum required emergency storage. We anticipate this accommodation would result in a cost savings in almost every situation. No changes will be made based on the submitted comments.

COMMENT #6: Kyle J. Landwehr (Bartlett & West) submitted a comment stating that it is somewhat arbitrary that the storage capacity requirements are dependent on the design flow of the wastewater treatment facility (WWTF) and that it would be more applicable that storage capacity be solely based on the design flow of the pump station. Mr. Landwehr feels this would place a greater financial burden on smaller systems that have less financial flexibility. Mr. Landwehr proposed that the minimum emergency storage be based on the actual influent flow that the lift station receives up to a certain flow. As influent flows increase beyond ~500 gpm, Mr. Landwehr proposed that each station be required to have an onsite standby generator for backup power and an emergency bypass quick-connect in the event of a complete pump failure.

RESPONSE: The existing rule already requires either 2 or 4 hours of emergency storage at every pump station based on the size of the WWTF to which it pumps. The proposed amendment is not adding or changing this requirement but seeks to clarify that the 100,000 gpd delineation refers to the design average flow of the WWTF as opposed to the pump station. In addition, the proposed amendment seeks to add an alternative for installing the full emergency storage. No changes will be made based on the submitted comments.

COMMENT #7: Kyle J. Landwehr (Bartlett & West) submitted a comment asking what “sufficient engineering justification” looks like, what those specific justification requirements are, and what a reasonable amount of retention is. He stated that it appears it is left up to the department permit reviewer without clear guidance.

RESPONSE: As the proposed amendment states, a dedicated station generator would be required. Otherwise, it would be left up to the consulting engineer to coordinate with the city to determine how fast they can reasonably respond to an emergency. The consulting engineer would include all pertinent facts, data, reports, and studies certifying the proposed alternative design will result in equivalent or improved effectiveness compared to the minimum design requirement in the rule. Additional recommendations regarding sufficient engineering justification may be provided in the *Wastewater Guidance and Standards* document when it is updated.

TITLE 10 – DEPARTMENT OF NATURAL RESOURCES
Division 20 – Clean Water Commission
Chapter 8 – Minimum Design Standards

ORDER OF RULEMAKING

By the authority vested in the Clean Water Commission under

section 644.026, RSMo 2016, the commission amends a rule as follows:

10 CSR 20-8.200 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 15, 2024 (49 MoReg 1125-1128). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing on this proposed amendment was held on August 15, 2024, and the public comment period ended August 23, 2024. At the public hearing, department staff presented the proposed amendment to twenty-seven (27) attendees. There was one (1) comment received during the hearing. One hundred ninety-one (191) entities submitted comments electronically during the public comment period.

COMMENT #1: There were comments that the regulation should remove any “earthen basins” that accept solid waste as defined at section 260.200.1(56), RSMo.

RESPONSE: 10 CSR 20-8.200 outlines design standards for lagoons and earthen basins that fall within the jurisdiction of the Missouri Clean Water Law. This rule change aligns with Chapter 644.051, RSMo, and therefore does not change the Water Protection Program current review procedures for wastewater lagoons and earthen basins. No changes were made in response to the comment.

COMMENT #2: There was a comment to include language to prohibit storage or land application of any wastewater containing solid and semisolid waste, food processing waste, animal processing waste, process wastewater, oil, and grease in any lagoon, earthen basin, or any other structure, where such wastes are collected by a waste disposal company, are stored for waste disposal purposes, and are otherwise subject to regulation under Chapter 260, RSMo.

RESPONSE: The requirements of 10 CSR 20-8.200 are applicable to all facilities that store and/or treat wastewater. Wastewater is defined in 10 CSR 20-2.010 as water or other liquids that carry or contain pollutants or water contaminants from any source. 40 CFR 122.2 defines a pollutant as dredged spoil, solid waste, incinerator residue, filter backwash, sewage, garbage, sewage sludge, munitions, chemical wastes, biological materials, radioactive materials (except those regulated under the Atomic Energy Act of 1954, as amended (42 U.S.C. 2011 et seq.)), heat, wrecked or discarded equipment, rock, sand, cellar dirt and industrial, municipal, and agricultural waste discharged into water. Therefore, any wastewater that carries pollutants is subject to this rule. No changes were made in response to the comment.

COMMENT #3: There was a comment that the language in 10 CSR 20-8.200(1)(D) merely restates this statutory language and is not necessary.

RESPONSE: We understand that this restates statutory language but the inclusion in the applicable rule improves accessibility and provides clarity. No changes were made in response to the comment.

COMMENT #4: There was a comment that the term “earthen basin” should be changed to something more specific to mining.

RESPONSE: 10 CSR 20-2.010(39) defines a lagoon as an earthen

basin or lined basin used for biological treatment of wastewater, usually designed for biochemical oxygen demand (BOD) removal and settling of solids. The term “earthen basin” is broader and includes basins that are not designed and built specifically for biological treatment such as holding basins. With this amendment, all storage and treatment earthen basins must comply with the design standards of 10 CSR 20-8.200 unless specifically exempted by statute or regulation and would ensure all earthen basins and lagoons are designed in a manner that is protective and consistent across the state. No changes were made in response to the comment.

COMMENT #5: One comment was in favor of the department considering supplemental information and not relying solely on the Missouri Geological Survey (MGS) for final siting decisions for earthen basins.

RESPONSE: Thank you for your comment. No changes were made in response to the comment.

COMMENT #6: There was a comment that allowing supplemental information along with the geohydrologic evaluation could potentially allow earthen basins in karst geological areas and should not allow this avenue without specifying factors and circumstances that would be considered to override an MGS determination.

RESPONSE: The department uses a point system to determine collapse potential. Supplemental information provided by qualified and registered individuals would allow the department to consider all factors at a site. No earthen basin would be allowed in an area where severe collapse potential is not mitigated. The department takes an MGS determination of “severe collapse potential” very seriously and cannot anticipate factors or circumstances a source may include in a supplemental submittal. All submittals will be thoroughly reviewed by the department, including MGS, to determine any factors that may change the determination. No changes were made in response to the comment.

COMMENT #7: There was a comment from Robert Brundage, Brundage Environmental and Agricultural Law, wanting clarification of the terms “substantial compliance” and “impracticable [sic].”

RESPONSE: This comment was received on an earlier *Missouri Register* publication of this proposed amendment. The proposed language in the July 15, 2024, *Missouri Register* was “when compliance with the design requirements of this chapter would be unfeasible or impractical.” As such, the department believes this comment was addressed prior to the July 15, 2024, *Missouri Register* publication. As such, no additional changes were made.

COMMENT #8: Comments were made that it is not clear how unfeasible or impractical is determined when evaluating alternative design requirements and the term impractical is ambiguous and asked that the department provide clarity as to what it would mean for compliance to be impractical.

RESPONSE: All site-specific information pertaining to environmental risk, siting, engineering function, cost-benefit information, available alternatives, and published engineering documents must be considered in the alternative design requirements approval process. The terms unfeasible and impractical are common terms defined in the Merriam Webster Dictionary – Unfeasible: not capable of being done or carried out; not feasible. Synonyms listed include terms like problematical, impractical, and unworkable. Impractical: not practical; such as not wise to put into or keep in practice or effect, and incapable of dealing sensibly or prudently with practical mat-

ters. Synonyms listed include terms like useless, unsuitable, and unusable. (<https://www.merriam-webster.com/dictionary>) No changes were made in response to the comment.

COMMENT #9: There were comments with concerns about odor, spilling, and property value.

RESPONSE: These concerns are not addressed within a design standard regulation. Contact the Regional Office with any concerns. No changes were made in response to the comment.

COMMENT #10: There was a comment that the department does not oversee construction or require testing of earthen basins prior to them being placed in operation.

RESPONSE: The department reviews plans and specifications submitted by professional engineers and expects the construction is completed accordingly. Projects are required to submit certification that construction is complete and was completed in accordance with the approved design. No changes were made in response to the comment.

COMMENT #11: Comments were received that the purpose statement states the changes to the proposed amendment are administrative but the changes are more substantial.

RESPONSE: There are changes in the amendment that are administrative in nature. The purpose statement also states the proposed changes include language that allows an engineer to propose an alternative design that is justified and is at least as effective as the requirements of this chapter, clarifies that additional geologic information may be submitted, and clarifies the applicability includes earthen basins. No changes were made in response to the comment.

COMMENT #12: Comments were received that innovative technology should not be allowed as an alternative design without prior verification that the technology is working in other installations.

RESPONSE: Innovative technology falls under 10 CSR 20-8.110(6) New and Innovative Technology and 10 CSR 20-6.010(5)(E) Demonstration Projects requirements. New technologies are evaluated to determine if the processes and equipment have a reasonable and substantial chance of success. This includes data from actual installations or pilot testing. Extra monitoring requirements are included in the operating permit to gather enough data to determine the efficacy. Alternative designs are based on standard and proven wastewater engineering practices. No changes were made in response to the comment.

COMMENT #13: Comments were made that there is no opportunity for public input on allowing an alternative design and eliminates the Clean Water Commission approval that is required of a variance.

RESPONSE AND EXPLANATION OF CHANGE: Alternative designs are proposed by professional engineers licensed in Missouri and under their professional seal. The ultimate responsibility of the design lies with the professional engineer that has designed and sealed the plan. The technical engineering criteria of the proposed alternative designs are reviewed and approved by multiple department engineers. All wastewater construction permits are peer reviewed by the Water Pollution Control Branch Engineering Section including at least two professional engineers. The review process facilitates sound engineering review and consistency of decisions. Reviews are conducted by engineers within the department. However, in response to these comments, the rule language was amended to include a public participation process for all draft operating permits or construction permits proposing to incorporate alternative designs.

COMMENT #14: Comments were made that the current variance process utilized through the Clean Water Commission for alternative design requirements ensures that the changes in designs will be protective of Missouri's water quality and provides the opportunity for public notification. Even if every construction permit is given a full public notification, public hearing, and comment process, the public comments process for construction permits is an inadequate substitute for the approval process in section 644.061, RSMo, because it lacks oversight and approval of the Clean Water Commission. RESPONSE AND EXPLANATION OF CHANGE: See the response to Comment #13.

COMMENT #15: The decision-making process for approval of proposed alternative designs is broad and vague and promotes an inconsistent regulatory environment. The steps involved, the individuals tasked to make the decisions, and all terms need to be clearly defined, outlined and individuals (their job titles) need to be identified. Owners seeking an exemption from design standards are allowed to do so through the variance approval process. RESPONSE AND EXPLANATION OF CHANGE: Alternative designs will be documented within the construction permit issued for the project. All wastewater construction permits are peer reviewed by the Water Pollution Control Branch Engineering Section including at least two professional engineers. Rule language was amended so that alternative designs will be public noticed for review and input on the proposed alternatives and their efficacy.

COMMENT #16: Comments were received that the alternative design requirements do not specify which minimum design requirements an owner may seek an exemption from, and the department should specify which portions of the rule would be eligible for the alternative design process. RESPONSE: The department understands the concern but feels the alternative design approval process should apply to the entire rule. Engineering technologies and practices are continually improving. 10 CSR 20-8.200 outlines design standards for wastewater systems and encompasses proper location of wastewater treatment, surface irrigation, and subsurface irrigation as well as land application rate. No changes were made in response to this comment.

COMMENT #17: Comments were received that the phrase "as effective or more effective" in the alternative design requirements is ambiguous and urged the department to provide more specificity regarding the phrase including which criteria a proposed design must meet to be considered "as effective or more effective" than the minimum design standards, and the qualities that make a particular practice "effective." RESPONSE AND EXPLANATION OF CHANGE: See the response to Comment #13. Each minimum standard in regulation is based on published engineering information, sound engineering practices, and science to provide a specific function. Wastewater treatment design is site-specific, and it is impossible to include every possible configuration and standard within regulations. Research and methods evolve over time to provide better treatment, more reliability, and modern solutions. The proposed language requires written engineering justification signed, sealed, and dated by a professional engineer licensed in Missouri. The justification must include how compliance with the requirement is not feasible and all pertinent facts, data, reports, and studies certifying the proposed alternative design will result in equivalent or improved effectiveness compared to the minimum design requirement in this chapter. As such, no additional changes were made in response to

this comment.

COMMENT #18: Missouri Coalition for the Environment (MCE) commented that the Missouri Geological Survey should be specified as the source of the required geohydrologic evaluation in 10 CSR 20-8.200(3)(B) and should include the term "lagoon" as well as "earthen basin." RESPONSE AND EXPLANATION OF CHANGE: The department acknowledges the language should be more specific. The proposed rule language will be changed to include the "evaluation shall be requested from the department's Missouri Geological Survey on all new lagoons, lagoon major modifications, earthen basins, earthen basin major modifications, new wastewater irrigation sites, and subsurface absorption fields." 10 CSR 20-8.200(3)(B)1. will include "lagoon" as well as "earthen basin" to clarify that the requirements are applicable to lagoons.

COMMENT #19: Comments were made that the new title "Wastewater Treatment Lagoons, Wastewater Irrigation Alternatives, and Earthen Basins" is unwieldy and should be shortened for ease of use and understanding. RESPONSE: The department respectfully disagrees and feels the title is appropriate and clear. No changes were made in response to this comment.

10 CSR 20-8.200 Wastewater Treatment Lagoons, Wastewater Irrigation Alternatives, and Earthen Basins

(2) Alternative Design. The department may approve an alternative design, after public participation in accordance with 10 CSR 20-6.020, when it determines that the proposed alternative design is as effective or more effective than the requirements of this chapter and when compliance with the design requirements of this chapter would be unfeasible or impractical. The owner of a project proposing an alternative design must provide engineering justification to the department. The justification must –

- (A) Be requested in writing;
- (B) Be signed, sealed, and dated by a professional engineer licensed in Missouri;
- (C) Include an explanation of how compliance with a design requirement of this chapter is unfeasible or impractical; and
- (D) Include all pertinent facts, data, reports, and studies certifying the proposed alternative design will result in equivalent or improved effectiveness compared to the minimum design requirement in this chapter.

(3) Supplementary Field Data for the Facility Plan. The facility plan shall contain pertinent information on location, geology, soil conditions, area for expansion, and any other factors that will affect the feasibility and acceptability of the proposed project, including the information required per 10 CSR 20-8.110. The following information must be submitted:

(B) Geohydrologic Evaluation. A geohydrologic evaluation shall be requested from the department's Missouri Geological Survey on all new lagoons, lagoon major modifications, earthen basins, earthen basin major modifications, new wastewater irrigation sites, and subsurface absorption fields. Supplemental information may be submitted for consideration by the department.

1. Severe collapse potential. Lagoons and earthen basins shall not be located in areas with a severe collapse potential rating unless additional information supports an alternative determination by the department for the proposed location;

TITLE 13 – DEPARTMENT OF SOCIAL SERVICES
Division 35 – Children’s Division
Chapter 38 – Adoption and Guardianship Subsidy

ORDER OF RULEMAKING

By the authority vested in the Department of Social Services, Children’s Division, under sections 207.020 and 660.017, RSMo 2016, the division amends a rule as follows:

13 CSR 35-38.010 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 15, 2024 (49 MoReg 1129–1134). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The division received nine (9) comments on the proposed amendment.

COMMENT #1: Lauren Masterson, with the Children’s Division, requested that the definition of relative be amended to reflect the most current statutory definition of a relative: “a grandparent or any other person related to another by blood or affinity or a person who is not so related to the child but has a close relationship with the child or the child’s family. A foster parent or kinship caregiver with whom a child has resided for nine months or more is a person who has a close relationship with the child. The status of a grandparent shall not be affected by the death or the dissolution of the marriage of a son or daughter,” section 210.565, RSMo.

RESPONSE AND EXPLANATION OF CHANGE: Subsection (1)(K) will be amended to reflect the current statutory definition of a relative in section 210.565, RSMo.

COMMENT #2: Lauren Masterson, with the Children’s Division, requested that the definition of kinship be removed in accordance with the updated definition of relative to include kinship relationships: “a grandparent or any other person related to another by blood or affinity or a person who is not so related to the child but has a close relationship with the child or the child’s family. A foster parent or kinship caregiver with whom a child has resided for nine months or more is a person who has a close relationship with the child. The status of a grandparent shall not be affected by the death or the dissolution of the marriage of a son or daughter,” section 210.565, RSMo.

RESPONSE AND EXPLANATION OF CHANGE: Subsection (1)(L) will be amended to remove the definition of kinship.

COMMENT #3: Lauren Masterson, with the Children’s Division, requested that the approver of the subsidy agreement be amended to reflect the “authorized signature of the Department of Social Services.”

RESPONSE AND EXPLANATION OF CHANGE: Subsection (12)(B) will be amended to state the “authorized signature of the Department of Social Services.”

COMMENT #4: Lauren Masterson, with the Children’s Division, requested that the regulation be amended to replace the term “medical necessity” with the word “necessity” to be consistent with the phrasing in the rest of the regulation.

RESPONSE AND EXPLANATION OF CHANGE: Part (12)(B)1.G.(III) will be amended to be consistent with the phrasing in the rest of the regulation.

COMMENT #5: Lauren Masterson, with the Children’s Division, requested that the regulation be amended to remove “adoption or guardian” from “subsidy agreement” to be consistent with the phrasing in the rest of the regulation.

RESPONSE AND EXPLANATION OF CHANGE: Part (12)(B)2.C.(II) will be amended to remove “adoption or guardian” from “subsidy agreement” to be consistent with the phrasing in the rest of the regulation.

COMMENT #6: Lauren Masterson, with the Children’s Division, noted that it is unclear as to whom the adoptive parent or guardian shall provide all information and documentation. Therefore, Masterson suggests that this be amended to specify each entity that may require information or documentation to determine eligibility, including but not limited to “MO HealthNet or the state’s Medicaid contractor, the Residential Treatment Provider, and the division.”

RESPONSE AND EXPLANATION OF CHANGE: Subparagraph (12)(B)2.D. will be amended to provide clarification regarding who may require information or documentation to determine eligibility.

COMMENT #7: Lauren Masterson, with the Children’s Division, requested that the regulation be amended to replace “medical necessity” with “determine whether residential treatment is necessary” to be consistent with the phrasing in the rest of the regulation.

RESPONSE AND EXPLANATION OF CHANGE: Paragraph (12)(B)6. will be amended to replace “medical necessity” with “determine whether residential treatment is necessary” to be consistent with the phrasing in the rest of the regulation.

COMMENT #8: Lauren Masterson, with the Children’s Division, requested that the regulation be amended to include the form name for the CS-9 to reduce confusion for adoptive parents and guardians.

RESPONSE AND EXPLANATION OF CHANGE: Subparagraph (12)(B)6.H. will be amended to include the form name for the CS-9.

COMMENT #9: Lauren Masterson, with the Children’s Division, noted inconsistent language in the continuing stay review requirements and that the requirements are unclear as to who is responsible for completing the reviews and how frequently reviews should occur, and recommended clarification regarding the continuing stay review process and procedure.

RESPONSE AND EXPLANATION OF CHANGE: Paragraph (12)(B)9. will be amended to provide clarification regarding the continuing stay review requirements.

13 CSR 35-38.010 Adoption and Guardianship Subsidy

(1) Definitions. For purposes of this section, the following terms shall mean –

(K) Relative. A grandparent or any other person related to another by blood or affinity or a person who is not so related to the child but has a close relationship with the child or the child’s family. A foster parent or kinship caregiver with whom a child has resided for nine (9) months or more is a person who has a close relationship with the child. The status of a grandparent shall not be affected by the death or the dissolution of the marriage of a son or daughter.

(L) Licensed Foster Family. A private residence of one (1) or more family members providing twenty-four- (24-) hour care to one (1) or more but less than seven (7) children who are unattended by a parent or guardian and unrelated to either foster parent by blood, marriage, or adoption and licensed through the Children’s Division.

(12) Additional Services – An adoption or guardianship subsidy agreement may include provisions for the Children’s Division to provide the following:

(B) For all existing adoption and guardianship subsidy agreements amended on or after June 25, 2024, and for all adoption and guardianship subsidy agreements executed or amended on or after June 25, 2024, payment for care and treatment of a child in a residential setting (hereinafter referred to in this regulation as “residential treatment”) (all levels) may be included in a subsidy agreement or added to the subsidy agreement through an amendment only as provided in this subsection. The amendment must be approved and signed by the authorized signature of the Department of Social Services before payment for such services is made.

1. The division may approve payment, in whole or in part, for residential treatment of a child in a subsidy agreement only if all of the following criteria and conditions are met:

A. The division has determined that care and treatment of the child out of the home in a residential setting is the least restrictive setting and the program is necessary and appropriate to meet the child’s needs. The division may require that the child and family exhaust all reasonably available, less restrictive treatment modalities for the child before entering into an agreement to pay for residential treatment;

B. The division has determined that it is necessary for the child to receive treatment at a particular level of care in a residential setting;

C. The child has been accepted for treatment by a residential facility that is licensed by the state to provide the treatment, and the facility is either an enrolled MO HealthNet provider, an enrolled provider of the Medicaid program in the state in which the child is located, or a facility contracted with the state of Missouri for payment for the services;

D. Except as provided in subparagraph (12)(B)1.G. below, the child has received an approved prior authorization for treatment in the identified residential treatment facility. The approved prior authorization must be in writing and include a determination that the child requires residential treatment at a particular level of care to a reasonable degree of professional certainty according to the eligibility standards specified in this regulation.

(I) For children covered by a subsidy agreement, who are residents of the State of Missouri and are participants in the MO HealthNet program, the prior authorization must be provided by the MO HealthNet Division or the provider contracted with the MO HealthNet Division to make those determinations.

(II) For children covered by a subsidy agreement who are not residents of the state of Missouri, but who are participants in the MO HealthNet program, then the prior authorization must be provided by the MO HealthNet Division or the managed care provider contracted with the MO HealthNet Division to make those determinations.

(III) For children who are not residents of the state of Missouri, who are not current participants in the MO HealthNet program, and are participants in another state’s Medicaid program, prior authorization shall be provided by the Medicaid program from the other state.

(IV) For children who are not residents of the state of Missouri, who are not current participants in the MO HealthNet program, and are either not participants in another state’s Medicaid program or the other state’s Medicaid program does not pay for residential treatment, then the division will use the exception procedure in subparagraph (12)(B)1.G. below to determine eligibility for subsidized residential treatment;

E. Every child receiving payment for residential treatment through a subsidy agreement shall have a current written plan of care;

F. The division will only enter into a subsidy agreement to pay for residential treatment if the facility is the closest available facility to the child’s home that provides the array of services that the division determines are necessary for the child at a contract price for those services agreeable to the division;

G. In exceptional, extraordinary, and unusual circumstances, the division may, in its discretion, waive the requirement in subparagraph (12)(B)1.D. of this regulation that the child has received prior authorization for payment through a subsidy agreement for residential treatment, but only if all of the following criteria are met:

(I) All of the other criteria for eligibility for payment for treatment in a residential care facility have been met;

(II) Either the adoptive parent or guardian has filed an appeal of the denial of prior authorization, or the child is a resident of a state whose Medicaid program does not include payment for the necessary residential treatment;

(III) The child’s treating or examining, psychiatrist, psychologist, physician, advanced practice psychiatric nurse, marital and family therapist, nurse practitioner, licensed professional counselor, or licensed clinical social worker certifies to a reasonable degree of medical certainty in writing that treatment in a residential facility at the indicated level of care is necessary. The division may at any time, in its discretion, require the child to be examined and the certification and child’s records reviewed by other licensed medical professionals for an independent assessment of the necessity for residential treatment. The division will determine what weight shall be given to conflicting opinions of medical experts;

(IV) The division determines that funds are available to pay for the treatment in a residential facility;

(V) The duration of the waiver shall be determined as follows:

(a) In the case where the waiver was triggered by a request for administrative review of the denial of a request to approve residential treatment, the waiver shall extend until the appeal has been decided on administrative review. The division may extend the waiver period if there is a request for judicial review of the administrative decision; or

(b) In the case where the waiver was necessary because the child is a resident of a state whose Medicaid program does not include payment for the necessary residential treatment, the waiver shall be subject to the continuing care reviews as provided in this regulation; or

(c) The division determines that treatment in a residential facility is no longer necessary, such as where the child is discharged from residential treatment; and

(VI) The division determines that the child may be a danger to self or others.

2. Responsibilities of the adoptive parent or guardian. The implementation of a subsidy agreement to subsidize payment for residential treatment does not and shall not absolve the adoptive parent or guardian of any and all of the duties and responsibilities that they may have toward the child under law. The fact that the division has entered into a subsidy agreement for payment for residential treatment does not mean that the child is or has been placed in the legal or physical custody of the division.

A. The adoptive parent or guardian shall be responsible for researching and exhausting all reasonably available, less restrictive, community-based care and treatment modalities before the division will approve subsidized residential treat-

ment. The division may provide referrals and information to support the adoptive parent or guardian in that effort.

B. The adoptive parent or guardian shall remain responsible for the support of the child throughout the child's residential treatment and making arrangements for the physical care, custody, and placement of the child when treatment in a residential care facility is no longer necessary. This duty of support shall include both financial support and exercising all duties of a parent or guardian, including but not limited to making decisions for the child, visiting the child, actively participating with the provider in all aspects of the management of the child's care and treatment, and engaging in active efforts to enable the child to return home.

C. If the adoptive parent or guardian is unable or unwilling to exercise these efforts or does not actively demonstrate a desire for the child to be returned to their home, then the division may take one (I) or more of the following actions:

(I) Decline to authorize payment for residential treatment under a subsidy agreement;

(II) Institute any available remedy for the modification or termination of the subsidy agreement, in whole or in part;

(III) Take any other action authorized by law, including a referral to the juvenile officer or the child welfare authorities of another state for investigation, assessment or other appropriate action.

D. The adoptive parent or guardian shall provide all required documentation necessary for determining eligibility, and continuing eligibility, for residential treatment to MO HealthNet or MO HealthNet's contracted Managed Care provider, the Residential Treatment Provider, and the division. This includes but is not limited to executing Health Insurance Portability and Accountability Act (HIPAA) and Family Education Rights and Privacy Act (FERPA) compliant consents to authorize the release of all information and records deemed necessary.

3. Residential treatment that is eligible for payment under a subsidy agreement.

A. The subsidy agreement may include payment on behalf of a child who is the subject of a subsidy agreement in a residential treatment facility for –

(I) The reasonable and necessary cost for room and board for the child at the rate specified in the contract between the division and the provider of residential treatment;

(II) If the division has granted a waiver as provided in subparagraph (12)(B)1.G., then the division will pay the provider the agreed-upon amount for necessary residential treatment specified in the contract between the division and the provider of residential treatment; or

(III) Discharge planning. The division may, but is not required to, pay for residential treatment for a limited period of time specified in the subsidy agreement to allow the family to establish and implement the necessary in-home or community-based treatment for the child, provided that the parent and guardian exercise diligent and active efforts to implement and complete the discharge plan within the time specified in the subsidy agreement. Discharge planning extensions shall be reviewed monthly or more frequently as necessary.

B. The subsidy agreement shall not include, and the division is not required to pay through a subsidy agreement for, any one (I) or more of the following:

(I) Residential treatment and other services that are covered by MO HealthNet or the Medicaid program of any state;

(II) Residential treatment that is covered by any policy of insurance that provides coverage for the child;

(III) Residential treatment that is not necessary;

(IV) Residential treatment that is beyond the scope of the participant's plan of care or discharge plan;

(V) Residential treatment that is available to the child through other government or privately funded programs, including but not limited to schools and school districts, community-based services, and services provided by not-for-profit and religious organizations;

(VI) Residential treatment provided after the approved length of stay or after the child is discharged from the facility;

(VII) Residential treatment on behalf of a child to a provider who does not have a contract to provide the service with the state of Missouri; or

(VIII) Residential treatment and other services that are provided by a provider who is not qualified and licensed to provide the treatment in the location where the treatment is provided.

4. Payments for residential treatment shall be made directly to the provider of the residential treatment pursuant to a contract between the state of Missouri and the provider. The adoptive parent or guardian and child shall not be a party or be a third-party beneficiary of the contract between the state of Missouri and the provider. No payments shall be made to a provider that is not currently licensed in good standing to provide the care and treatment. No payments shall be made directly to the adoptive parent or guardian. No payments shall be made to a provider who is either not an enrolled Medicaid provider or who does not have a contract with the state of Missouri to provide the service. The laws and regulations governing contracting with the state of Missouri shall govern all contracts for services under this regulation.

5. For the division to determine that residential treatment at a specific level of care is necessary, all of the criteria in subparagraphs (12)(B)5.A.-H. must be met, subject to the definition of "medical condition" specified in subparagraph (12)(B)5.I.

A. The child's medical condition must satisfy all of the eligibility requirements of 13 CSR 35-38.010(12)(B).

B. The child must have one (1) or more current diagnosed medical condition(s), injury, or illness. The diagnosis may be final or provisional.

C. The diagnosis must have been made by a medical professional who is licensed and qualified by law to make that diagnosis.

D. Care and treatment in a residential facility for the child's diagnosis meets the generally accepted standard for care and treatment for the child's diagnosed condition.

E. Care and treatment in a residential setting is not experimental and is not mainly prescribed for the convenience of the child or the child's parents or guardian.

F. Care and treatment in a residential setting is reasonably necessary to protect the life, safety, and health of the child.

G. The care and treatment is not optional or for purely cosmetic purposes.

H. Treatment at home or in a lower level of care for the medical condition has been ruled out by a medical professional who is licensed and qualified to determine whether the treatment is medically inappropriate.

I. In this regulation the phrase "medical condition" includes a diagnosed physical, psychiatric, psychological, and/or developmental condition.

6. The following documentation shall be submitted to determine whether residential treatment is necessary:

A. A report of a full assessment by a licensed and qualified health care professional using the most recent version

of the Daily Living Activities (DLA-20) assessment process and tool. If a DLA-20 assessment process and tool is not available, the division may, in its discretion, accept an assessment using an equivalent, current assessment tool, provided that the assessment and tool is evidence-based, objective, generally accepted, and actually used in the medical community as a tool used for assessments for care and treatment in residential facilities. The assessment must be completed by a clinician licensed in the state in which the tool is administered who is trained and qualified to use the tool. The assessment and tool must be the most recent version of the tool as of the date of the assessment. Other tools that may be used when a DLA-20 assessment is not available may include the Level of Care Utilization System (LOCUS) for youth over age eighteen (18), the Child and Adolescent Level of Care/Service Intensity Utilization System (CALOCUS-CASII) for children aged six to eighteen (6-18), and the Early Childhood Service Intensity Instrument (ESCII) for children aged zero to five (0-5);

B. Any relevant child/youth psychiatric/behavioral health diagnoses;

C. The most recent psychiatric evaluation completed by a psychiatrist, psychologist, or advanced practice nurse, if one is available;

D. A statement detailing the rationale for residential treatment at the requested level of care;

E. Documentation of previous treatment history and outcome of treatment, if applicable and available;

F. Documentation of the name, address, telephone number, email address, and all other contact information for the adoptive parent or legal guardian of the child;

G. A discharge plan when available. Discharge planning shall start at admission and shall be continuously developed and evaluated throughout the child's stay in residential treatment;

H. The child's parent or guardian shall complete and submit a Residential Treatment Referral, CS-9, to the best of their ability in cooperation with the assigned subsidy worker. The adoptive parent or guardian shall sign the form and certify that the information that they have provided is true, complete, and accurate to the best of their personal knowledge, information, and belief.

7. The adoptive parent or guardian shall have the burden of proof to establish by a preponderance of the evidence that the child is eligible for both initial and continuing treatment in a residential care facility at a particular level of care.

8. Except as otherwise provided elsewhere in these regulations, the division shall not approve payment for residential treatment in a residential care facility in a subsidy agreement for more than six (6) consecutive months. The division may enter into subsequent amended subsidy agreements that include payment for treatment in a residential setting following the continuing stay review procedures.

9. Continuing stay reviews. All subsidy agreements that include residential treatment services shall be subject to continuing stay reviews. The purpose of the continuing stay review is to determine whether ongoing residential treatment is necessary. All continuing stay reviews must include evidence that clearly supports the need for ongoing treatment at the requested level of care and must clearly identify why the child's treatment needs can't be treated at a lower level of care. The same procedures, standards, and criteria for initial approval of residential treatment services shall apply to continuing stay reviews.

A. The division may accept the continuing stay review decision of the primary payer for the purpose of approving continued subsidized residential treatment if all other eligibil-

ity requirements of this regulation are met.

B. When the division approves a prior authorization waiver, the division will conduct the continuing stay review to determine continued eligibility for subsidized residential treatment services.

(I) The division will conduct a continuing stay review within thirty (30) days prior to the expiration of the approved residential treatment services, and more frequently as the division determines necessary.

(II) Documentation. The child's adoptive parent or guardian shall be responsible for providing all of the documentation to determine whether ongoing residential treatment of the child is necessary at a specified level of care. The adoptive parent or guardian may request the division to provide assistance in gathering the required documentation, provided that the request is made in a timely manner and the adoptive parent or guardian executes any required authorizations for the release of information. The documentation shall be the most current available information and shall include –

(a) The child's plan of care since last review; and

(b) Treatment progress notes, to include any progress notes from the child's treating psychiatrist, psychologist, physician, and/or therapists; and

(c) Family therapy progress notes since last review, or detailed documentation to establish whether family therapy sessions are not occurring or have been excused; and

(d) Any updates to the child's diagnoses and prognosis; and

(e) Medications prescribed to the child, including any changes to medications; and

(f) The child's discharge plan to include any details currently available including any established outpatient providers, appointment dates and times, recommended treatment level of care; and

(g) The efforts that the adoptive family or guardian have engaged in to participate in the child's care, treatment, and discharge plan; and

(h) A new DLA-20, or equivalent assessment of whether treatment in a residential setting is necessary by a clinician trained and qualified to perform the assessment, if requested by the residential treatment provider, the payer of coverage for residential treatment, the adoptive parent or guardian, or the division.

10. Residential referral process. The procedures in this subsection shall govern all requests for payment for services, care, and treatment in a residential setting through an adoption or guardianship subsidy agreement.

A. At any time, the adoptive parent or guardian may request residential services. The division may refer the case to an IIS provider. If the division determines that IIS is appropriate, the division may provide IIS rather than residential services.

B. Community resources are to be researched by the adoptive parent or guardian, with the assistance of their division caseworker and the child's care manager (if applicable), and efforts documented prior to making a residential treatment referral.

C. In the event that IIS is ineffective in remedying the situation and other community resources have not produced the necessary change in the family unit and/or adoptive parent or guardian are reasonably unable to access alternative resources to prevent placement in residential care, the adoptive parent or guardian must provide information necessary to evaluate the needs of the child to determine eligibility for placement in residential care.

D. The adoptive parent or guardian shall obtain the necessary documentation regarding the child's condition from

appropriate professionals (psychological, psychiatric, etc.).

E. The adoptive parent or guardian shall make diligent efforts to place the child in close proximity to their home to allow involvement by the adoptive parent or guardian in the child's treatment.

F. The adoptive parent or guardian are responsible for making arrangements for actual placement into the residential facility.

11. Any adoptive parent or guardian who believes that they are aggrieved by an adverse decision regarding or prior authorization that is made by the MO Health Division, the managed care provider contracted with the MO HealthNet Division to make that decision, or the Medicaid program of another state shall first exhaust his or her administrative and judicial remedies under that program;

This section may contain notice of hearings, correction notices, public information notices, rule action notices, statements of actual costs, and other items required to be published in the *Missouri Register* by law.

**TITLE 19 – DEPARTMENT OF HEALTH AND SENIOR
SERVICES**

**Division 60 – Missouri Health Facilities Review
Committee**

Chapter 50 – Certificate of Need Program

**NOTIFICATION OF REVIEW:
APPLICATION REVIEW SCHEDULE**

The Missouri Health Facilities Review Committee has initiated review of the CON applications listed below. A decision is tentatively scheduled for December 27, 2024. These applications are available for public inspection at the address shown below.

Date Filed

Project Number: Project Name

City (County)

Cost, Description

11/15/2024

#6167 HT: North Kansas City Hospital
North Kansas City (Clay County)
\$4,162,491, Replace linear accelerator

#6166 HT: St. Luke's RAYUS Radiology – Winghaven
O'Fallon (St. Charles County)
\$2,600,000, Replace MRI

#6168 HT: SSM Health St. Joseph Lake Saint Louis
Lake St. Louis (St. Charles County)
\$3,310,537, Replace MRI

#6169 HT: Northeast Regional Medical Center
Kirksville (Adair County)
\$1,861,737, Replace MRI

Any person wishing to request a public hearing for the purpose of commenting on these applications must submit a written request to this effect, which must be received by December 18, 2024. All written requests and comments should be sent to:

Chairman
Missouri Health Facilities Review Committee
c/o Certificate of Need Program
920 Wildwood Dr.
PO Box 570
Jefferson City, MO 65102

For additional information, contact Alison Dorge at alison.dorge@health.mo.gov.

**TITLE 20 – DEPARTMENT OF COMMERCE AND
INSURANCE**

IN ADDITION

Pursuant to section 537.610, RSMo, regarding the Sovereign Immunity Limits for Missouri Public Entities, the Director of the Department of Commerce and Insurance is required to calculate the new limit on awards for liability.

Using the Implicit Price Deflator (IPD) for Personal Consumption Expenditures (PCE), as required by section 537.610, RSMo, the two new Sovereign Immunity Limits effective January 1, 2025, were established by the following calculations:

Index Based on 2017 Dollars

Third Quarter 2023 IPD Index 120.912

Third Quarter 2024 IPD Index 123.731

New 2025 Limit = 2024 Limit x (2024 Index/2023 Index)

For all claims arising out of a single accident or occurrence:
\$3,448,710 = \$3,370,137 x (123.731/120.912)

For any one person in a single accident or occurrence:
\$517,306 = \$505,520 x (123.731/120.912)

The Secretary of State is required by sections 347.141 and 359.481, RSMo, to publish dissolutions of limited liability companies and limited partnerships. The content requirements for the one-time publishing of these notices are prescribed by statute. This listing is published pursuant to these statutes. We request that documents submitted for publication in this section be submitted in editable electronic file manuscript by email to adrules.dissolutions@sos.mo.gov.

NOTICE OF WINDING UP TO ALL CREDITORS OF AND CLAIMANTS AGAINST DCERB INVESTMENTS, LLC

On November 2, 2024, DCERB Investments, LLC, filed its Notice of Winding Up for DCERB Investments, LLC with the Missouri Secretary of State. DCERB Investments, LLC requests that all persons and organizations who have claims against it present them immediately by letter to:

Christopher C. Besand
7425 Heathermoor Ln
Dardenne Prairie, MO 63368

All claims must include the following information:

- 1) The name and address of the claimant;
- 2) The amount claimed;
- 3) The date on which the claim arose;
- 4) The basis for the claim and documentation thereof; and
- 5) Whether or not the claim was secured and, if so, the collateral used as security.

All claims against DCERB Investments, LLC will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the date of publication of this notice.

NOTICE OF WINDING UP TO ALL CREDITORS OF AND CLAIMANTS AGAINST CROWN INVESTMENTS, LLC

On November 2, 2024, Crown Investments, LLC, filed its Notice of Winding Up for Crown Investments, LLC with the Missouri Secretary of State. Crown Investments, LLC requests that all persons and organizations who have claims against it present them immediately by letter to:

Christopher C. Besand
7425 Heathermoor Ln
Dardenne Prairie, MO 63368.

All claims must include the following information:

- 1) The name and address of the claimant;
- 2) The amount claimed;
- 3) The date on which the claim arose,
- 4) The basis for the claim and documentation thereof; and
- 5) Whether or not the claim was secured and, if so, the collateral used as security.

All claims against Crown Investments, LLC will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the date of publication of this notice.

**NOTICE OF WINDING UP TO ALL CREDITORS OF AND CLAIMANTS AGAINST
LINCO DIESEL PERFORMANCE AND SALES, LLC**

On November 4, 2024, LINCO DIESEL PERFORMANCE AND SALES, LLC, a Missouri limited liability company (the "Company"), filed its Notice of Winding Up with the Missouri Secretary of State. All persons and organizations with claims against the Company must submit a written summary of any claims against the Company to:

LINCO DIESEL PERFORMANCE AND SALES, LLC
c/o THE LAW OFFICE OF JESSE A. GRANNEMAN, LLC,
20 Manor Drive, PO Box 250
Troy, Missouri 63379,

All claims must include the following information:

- 1) The name, address, and telephone number of the claimant;
- 2) The amount of the claim;
- 3) The date(s) the claim accrued;
- 4) A brief description of the nature;
- 5) The basis for the claim; and
- 6) Any documentation of the claim.

Claims against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

NOTICE OF WINDING UP TO ALL CREDITORS OF AND CLAIMANTS AGAINST BKBB, LLC

On November 4, 2024, BKBB, LLC, a Missouri limited liability company (the "Company"), filed its Notice of Winding Up with the Missouri Secretary of State. All persons and organizations with claims against the Company must submit a written summary of any claims against the Company to:

BKBB, LLC
c/o THE LAW OFFICE OF JESSE A. GRANNEMAN, LLC,
20 Manor Drive,
PO Box 250
Troy, Missouri 63379

All claims must include the following information:

- 1) The name, address, and telephone number of the claimant;
- 2) The amount of the claim;
- 3) The date(s) the claim accrued;
- 4) A brief description of the nature;
- 5) The basis for the claim; and
- 6) Any documentation of the claim.

Claims against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

**NOTICE OF DISSOLUTION OF A BUSINESS TO ALL CREDITORS OF AND CLAIMANTS AGAINST
HOLT HOME BUILDERS, LLC**

On November 6, 2024, Holt Home Builders, LLC, a Missouri Limited Liability Company (hereinafter the "LLC") filed its Dissolution by Voluntary Action with the Missouri Secretary of State. All claims against the corporation must be submitted in writing on or before the 6th day of February, 2025 to:

Daniel E. Holt
1619 E. Independence
Springfield, MO 65804

Each claim must include the following information:

- 1) The name, address, and phone number of the claimant;
- 2) The amount of claim;
- 3) The date on which the claim arose;
- 4) The basis for the claim; and
- 5) The documentation in support of the claim.

All claims against the LLC will be barred unless the proceeding to enforce the claim is commenced within three (3) years after publication of this notice.

**NOTICE OF DISSOLUTION OF A BUSINESS TO ALL CREDITORS OF AND CLAIMANTS AGAINST
D&J INVESTMENT PROPERTIES, LLC**

On November 6, 2024, D&J Investment Properties, LLC, a Missouri Limited Liability Company (hereinafter the "LLC") filed its Dissolution by Voluntary Action with the Missouri Secretary of State. All claims against the corporation must be submitted in writing on or before the 6th day of February, 2025 to:

Daniel E. Holt
1619 E. Independence
Springfield, MO 65804

Each Claim must include the following information:

- 1) The name, address, and phone number of the claimant;
- 2) The amount of claim;
- 3) The date on which the claim arose;
- 4) The basis for the claim; and
- 5) The documentation in support of the claim.

All claims against the LLC will be barred unless the proceeding to enforce the claim is commenced within three (3) years after publication of this notice.

**NOTICE OF DISSOLUTION OF A BUSINESS TO ALL CREDITORS OF AND CLAIMANTS AGAINST
1700 ENTERPRISE, LLC**

On November 6, 2024, 1700 Enterprise, LLC, a Missouri Limited Liability Company (hereinafter the "LLC") filed its Dissolution by Voluntary Action with the Missouri Secretary of State. All claims against the corporation must be submitted in writing on or before the 6th day of February, 2025 to:

Ted Betzen
3958 White Oak Road
Fordland, MO 65652

Each Claim must include the following information:

- 1) The name, address, and phone number of the claimant;
- 2) The amount of claim;
- 3) The date on which the claim arose;
- 4) The basis for the claim; and
- 5) The documentation in support of the claim.

All claims against the LLC will be barred unless the proceeding to enforce the claim is commenced within three (3) years after publication of this notice.

**NOTICE OF DISSOLUTION TO ALL CREDITORS AND CLAIMANTS AGAINST
KUENZ HEATING & SHEET METAL, CO**

On November 6, 2024, KUENZ HEATING & SHEET METAL CO., a Missouri corporation, filed its Articles of Dissolution with the Missouri Secretary of State. The dissolution of the corporation was effective on that date. KUENZ HEATING & SHEET METAL CO. requests that all persons and organizations who have claims against it to present them immediately by letter to:

KUENZ HEATING & SHEET METAL CO.
c/o Michael N. Kern, Registered Agent
130 S. Bemiston, Suite 200
Clayton, Missouri 63105

All claims must include the following:

- 1) The name and address of the claimant;
- 2) The amount claimed;
- 3) The basis of the claim;
- 4) The date(s) on which the events which form the basis of the claim occurred; and
- 5) Copies of any other supporting data.

Pursuant to Section 351.482 of the Revised Statutes of Missouri, as amended, any claim against KUENZ HEATING & SHEET METAL CO. will be barred unless a proceeding to enforce the claim is commenced within two (2) years after the last publication of the notices required by the statute.

NOTICE OF WINDING UP TO ALL CREDITORS OF AND CLAIMANTS AGAINST PARKWAY FINANCIAL, LLC

Parkway Financial LLC, a Missouri limited liability company (the "Company"), filed a Notice of Winding Up with the Missouri Secretary of State Office, Corporations Division on November 8, 2024. Pursuant to Section 347.141 of the Missouri Limited Liability Company Act, persons with claims against the Company should present them in accordance with such Notice of Winding Up. Claims must be mailed to:

Dana C. Wiele
16600 Swingley Ridge Road
Chesterfield, Missouri 63017-1706

In order to file a claim with the Company, you must first furnish the following:

- 1) The name and address of claimant;
- 2) The amount of the claim;
- 3) The date in which the claim arose;
- 4) The basis for the claim; and
- 5) The documentation of the claim.

All claims against the Company will be barred unless proceedings to enforce the claim are commenced within three (3) years after the publication of the notices authorized by statute, whichever is published last.

NOTICE OF WINDING UP TO ALL CREDITORS AND CLAIMANTS AGAINST WINTech REAL ESTATE, L.C.

On November 4, 2024, Wintech Real Estate, L.C., a Missouri limited liability company, filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State, effective on the filing date. All claims against Wintech Real Estate, L.C. must be mailed to:

Randell Wallace
300 S. John Q. Hammons Parkway, Suite 800
Springfield, Missouri 65806

Each claim must include:

- 1) The name, phone number, and address of the claimant;
- 2) The amount of the claim;
- 3) The basis of the claim;
- 4) The date(s) on which the event(s) on which the claim is based occurred; and
- 5) Any documentation related to the claim.

Any and all claims against Wintech Real Estate, L.C. will be barred unless a proceeding to enforce such claim is commenced within three (3) years after the date this notice is published.

NOTICE OF WINDING UP TO ALL CREDITORS AND CLAIMANTS AGAINST MTW PROPERTIES, LLC

On November 11, 2024, MTW PROPERTIES, LLC, a Missouri limited liability company (the "Company"), filed its Notice of Winding Up with the Missouri Secretary of State. All persons and organizations with claims against the Company must submit a written summary of any claims against the Company to:

MTW PROPERTIES, LLC
c/o THE LAW OFFICE OF JESSE A. GRANNEMAN, LLC
20 Manor Drive, PO Box 250
Troy, Missouri 63379

A summary shall include:

- 1) The name, address, and telephone number of the claimant;
- 2) The amount of the claim;
- 3) The date(s) the claim accrued;
- 4) A brief description of the nature and basis for the claim; and
- 5) Any documentation of the claim.

Claims against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

NOTICE OF WINDING UP TO ALL CREDITORS AND CLAIMANTS AGAINST 5240 GRACE, LLC

On November 11, 2024, 5240 Grace, LLC, a Missouri limited liability company (the "Company"), filed its Notice of Winding Up with the Missouri Secretary of State, effective on the filing date. This notice is being given pursuant to Section 347.141 of the Missouri Limited Liability Company Act. All persons and organizations with claims against the Company should submit them in writing in accordance with this notice to:

Beck Dickhaus & Associates
4660 Maryland Ave. Ste. 215
St. Louis, MO 63108

Claims against the Company must include:

- 1) The claimant's name, address, and phone number;
- 2) The amount claimed;
- 3) The date the claim arose;
- 4) The basis of the claim; and
- 5) The documentation supporting the claim.

A claim against the Company will be barred unless a proceeding to enforce the claim is enforced within three (3) years after the last of filing or publication of this Notice.

NOTICE OF WINDING UP TO ALL CREDITORS AND CLAIMANTS AGAINST ST. LOUIS MEDICAL CONSULTANTS, LLC

Notice is hereby given that on November 11, 2024, St. Louis Medical Consultants, LLC, a Missouri limited liability company (the "Company"), filed its Notice of Winding Up with the Missouri Secretary of State, effective on the filing date. This notice is being given pursuant to Section 347.141 of the Missouri Limited Liability Company Act. All persons and organizations with claims against the Company should submit them in writing in accordance with this notice to:

Beck Dickhaus & Associates
4660 Maryland Ave. Ste. 215
St. Louis, MO 63108

Claims against the Company must include:

- 1) The claimant's name, address, and phone number;
- 2) The amount claimed;
- 3) The date the claim arose;
- 4) The basis of the claim; and
- 5) The documentation supporting the claim.

A claim against the Company will be barred unless a proceeding to enforce the claim is enforced within three (3) years after the last of filing or publication of this Notice.

NOTICE OF WINDING UP TO ALL CREDITORS AND CLAIMANTS AGAINST AGAPE HEALING LOVING HOMES, LLC

Notice is hereby given that on November 11, 2024, Agape Healing Loving Homes, LLC, a Missouri limited liability company (the "Company"), filed its Notice of Winding Up with the Missouri Secretary of State, effective on the filing date. This notice is being given pursuant to Section 347.141 of the Missouri Limited Liability Company Act. All persons and organizations with claims against the Company should submit them in writing in accordance with this notice to:

Beck Dickhaus & Associates
4660 Maryland Ave. Ste. 215
St. Louis, MO 63108

Claims against the Company must include:

- 1) The claimant's name, address, and phone number;
- 2) The amount claimed;
- 3) The date the claim arose;
- 4) The basis of the claim; and
- 5) The documentation supporting the claim.

A claim against the Company will be barred unless a proceeding to enforce the claim is enforced within three (3) years after the last of filing or publication of this Notice.

NOTICE OF WINDING UP TO ALL CREDITORS AND CLAIMANTS AGAINST RLK RE-HABITORS, LLC

Notice is hereby given that on November 11, 2024, RLK Re-Habitors, LLC, a Missouri limited liability company (the "Company"), filed its Notice of Winding Up with the Missouri Secretary of State, effective on the filing date. This notice is being given pursuant to Section 347.141 of the Missouri Limited Liability Company Act. All persons and organizations with claims against the Company should submit them in writing in accordance with this notice to:

Beck Dickhaus & Associates
4660 Maryland Ave. ste. 215
St. Louis, MO 63108

Claims against the Company must include:

- 1) The claimant's name, address, and phone number;
- 2) The amount claimed;
- 3) The date the claim arose;
- 4) The basis of the claim; and
- 5) The documentation supporting the claim.

A claim against the Company will be barred unless a proceeding to enforce the claim is enforced within three (3) years after the last of filing or publication of this Notice.

NOTICE OF DISSOLUTION AND WINDING UP TO ALL CREDITORS OF AND CLAIMANTS AGAINST BROOKSTONE VILLAGE, L.P.

On September 30, 2024, Brookstone Village, L.P. filed a Certificate of Cancellation with the Missouri Secretary of State. All claims against the partnership should be sent in writing by mail to:

Stacey Cohn Bright
7920 Ward Parkway, Suite 205
Kansas City, Missouri 64114

Each claim should include:

- 1) The name, address, and phone number of the claimant;
- 2) The claim amount;
- 3) The basis of the claim;
- 4) The date the claim arose; and
- 5) The documentation of the claim.

Claims against the partnership will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication this notice.

NOTICE OF DISSOLUTION OF LIMITED LIABILITY COMPANY TO ALL CREDITORS AND CLAIMANTS AGAINST WELKER YUILLE, LLC

On November 11, 2024 Welker Yuille, LLC, a Missouri limited liability company(hereinafter the "Company"), filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State. You are hereby notified that if you believe you have a claim against Welker Yuille, LLC, you must submit your claim in writing to:

Breahn R. Vokolek, Esq.
Patton Wagner & Associates, P.C.
114 Westwoods Dr.
Liberty, Missouri 64068

Each claim must include the following information:

- 1) The name, address, and telephone number of the claimant;
- 2) The amount of the claim;
- 3) The date on which the claim arose;
- 4) A brief description of the nature of the claim; and
- 5) Any documentation in support of the claim.

All claims against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication this notice.

**NOTICE OF DISSOLUTION AND WINDING UP TO ALL CREDITORS OF AND CLAIMANTS AGAINST
BALVIR PROPERTIES, LLC**

On November 5, 2024, Balvir Properties, LLC, filed its Notice of Winding Up for Limited Liability Company and its Articles of Termination with the Missouri Secretary of State. The dissolution was effective November 5, 2024. You are hereby notified that if you believe you have a claim against Balvir Properties, LLC, you must submit a summary in writing of the circumstances surrounding your claim to the corporation at the following address:

Balvir Properties, LLC
c/o Casey E. Elliott
Van Matre Law Firm, PC
1103 East Broadway
Columbia, MO 65201

The summary of your claim must include the following information:

- 1) The name, address, and telephone number of the claimant;
- 2) The amount of the claim;
- 3) The date on which the event on which the claim is based occurred; and
- 4) A brief description of the nature of the debt or the basis for the claim.

All claims against Balvir Properties, LLC, will be barred unless the proceeding to enforce the claim commences within three (3) years after the publication of this notice.

**NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY TO ALL CREDITORS OF AND CLAIMANTS AGAINST
D&B UNDERGROUND, LLC**

On November 4, 2024, D&B Underground, LLC, a Missouri Limited Liability Company, filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State. The effective date of said Notice was November 4, 2024. D&B Underground, LLC, hereby requests that all persons and organizations with claims against it present such claims immediately by letter to:

D&B Underground, LLC
c/o Erica D. Koetting, Attorney at Law
1736 N. Kingshighway
Cape Girardeau, Missouri 63701

All claims must include:

- 1) The name, address, and telephone number of the claimant;
- 2) The amount claimed;
- 3) The basis for the claim;
- 4) The date(s) on which the events on which the claim is based occurred; and
- 5) The documentation in support of the claim.

All claims against D&B Underground, LLC will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the date of publication of this Notice as authorized by RSMo 347.141.

**NOTICE OF DISSOLUTION AND WINDING UP OF LIMITED LIABILITY COMPANY TO ALL CREDITORS OF AND
CLAIMANTS AGAINST 8822 FROST, LLC**

On November 14, 2024, 8822 Frost, LLC, a Missouri limited liability company (the "Company"), filed a Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State, effective as of November 14, 2024. All persons with claims against the Company may submit any claim in accordance with this notice to:

Carmody MacDonald P.C.
Attention: Brian J. Nolan
120 S. Central Avenue, Suite 1800
St. Louis, MO 63105

All claims must include:

- 1) The name, address, and telephone number of the claimant;
- 2) The amount claimed;
- 3) The basis for the claim;
- 4) The documentation of the claim; and
- 5) The date(s) of the event(s) on which the claim is based occurred.

All claims against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

**NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY TO ALL CREDITORS AND CLAIMANTS AGAINST
WALKER-WINTER INSURANCE, LLC**

On November 15, 2024, WALKER-WINTER INSURANCE LLC, a Missouri limited liability company (hereinafter the "Company"), filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State. Any claims against the Company may be sent to:

Bush & Patchett, LLC
Attn: Kerry Bush
4240 Philips Farm Road, Suite 109
Columbia, Missouri, 65201

Each claim must include the following information:

- 1) The name, address, and telephone number of the claimant;
- 2) The amount of claim;
- 3) The date on which the claim arose;
- 4) The basis for the claim; and
- 5) The documentation in support of the claim.

All claims against the Company will be barred unless the proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

**NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY TO ALL CREDITORS OF AND CLAIMANTS AGAINST
YA PROFESSIONAL SERVICES GROUP, LLC**

YA Professional Services Group, LLC, a Missouri limited liability company (the "Company"), was dissolved on November 1, 2024 by the filing of a Notice of Winding Up with the Missouri Secretary of State. The Company requests all persons and entities with claims against the Company present them in writing by mail to:

YA Professional Services Group, LLC,
150 N. Meramec Ave., Ste. 400,
St. Louis, Missouri 63105.

Each claim must include:

- 1) The name, address, and telephone number of the claimant;
- 2) The amount of the claim;
- 3) The basis of the claim;
- 4) The date(s) of the event(s) on which the claim is based occurred; and
- 5) Documentation in support of the claim.

Any and all claims against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

This cumulative table gives you the latest status of rules. It contains citations of rulemakings adopted or proposed after deadline for the monthly Update Service to the *Code of State Regulations*. Citations are to volume and page number in the *Missouri Register*, except for material in this issue. The first number in the table cite refers to the volume number or the publication year – 48 (2023) and 49 (2024). MoReg refers to *Missouri Register* and the numbers refer to a specific *Register* page, R indicates a rescission, W indicates a withdrawal, S indicates a statement of actual cost, T indicates an order terminating a rule, N.A. indicates not applicable, RAN indicates a rule action notice, RUC indicates a rule under consideration, and F indicates future effective date.

RULE NUMBER	AGENCY	EMERGENCY	PROPOSED	ORDER	IN ADDITION
1 CSR 10	OFFICE OF ADMINISTRATION State Officials' Salary Compensation Schedule				47 MoReg 1457
	DEPARTMENT OF AGRICULTURE				
2 CSR 70-25.005	Plant Industries		49 MoReg 848	49 MoReg 1518	
2 CSR 70-25.010	Plant Industries		49 MoReg 848	49 MoReg 1518	
2 CSR 70-25.020	Plant Industries		49 MoReg 850	49 MoReg 1518	
2 CSR 70-25.030	Plant Industries		49 MoReg 851	49 MoReg 1518	
2 CSR 70-25.050	Plant Industries		49 MoReg 851	49 MoReg 1519	
2 CSR 70-25.060	Plant Industries		49 MoReg 852	49 MoReg 1519	
2 CSR 70-25.070	Plant Industries		49 MoReg 853	49 MoReg 1519	
2 CSR 70-25.080	Plant Industries		49 MoReg 854	49 MoReg 1520	
2 CSR 70-25.090	Plant Industries		49 MoReg 854	49 MoReg 1520	
2 CSR 70-25.100	Plant Industries		49 MoReg 855	49 MoReg 1520	
2 CSR 70-25.110	Plant Industries		49 MoReg 857	49 MoReg 1520	
2 CSR 70-25.120	Plant Industries		49 MoReg 864	49 MoReg 1524	
2 CSR 70-25.130	Plant Industries		49 MoReg 865	49 MoReg 1524	
2 CSR 70-25.140	Plant Industries		49 MoReg 866	49 MoReg 1524	
2 CSR 70-25.150	Plant Industries		49 MoReg 866	49 MoReg 1525	
2 CSR 70-25.153	Plant Industries		49 MoReg 870	49 MoReg 1525	
2 CSR 70-25.156	Plant Industries		49 MoReg 871	49 MoReg 1525	
2 CSR 70-25.160	Plant Industries		49 MoReg 873R	49 MoReg 1525	
2 CSR 70-25.170	Plant Industries		49 MoReg 873	49 MoReg 1526	
2 CSR 70-25.180	Plant Industries		49 MoReg 873	49 MoReg 1526	
2 CSR 80-2.001	State Milk Board		49 MoReg 1571		
2 CSR 80-2.002	State Milk Board		49 MoReg 1571		
2 CSR 80-2.004	State Milk Board		49 MoReg 1572		
2 CSR 80-5.010	State Milk Board		49 MoReg 1493		
2 CSR 90-10.011	Weights, Measures and Consumer Protection		49 MoReg 874	49 MoReg 1619	
2 CSR 90-10.012	Weights, Measures and Consumer Protection		49 MoReg 874	49 MoReg 1619	
2 CSR 90-10.020	Weights, Measures and Consumer Protection		49 MoReg 875	49 MoReg 1619	
2 CSR 90-10.040	Weights, Measures and Consumer Protection		49 MoReg 876	49 MoReg 1619	
2 CSR 90-30.040	Weights, Measures and Consumer Protection		49 MoReg 1441		
2 CSR 90-36.005	Weights, Measures and Consumer Protection		49 MoReg 603	49 MoReg 1455	
2 CSR 90-36.010	Weights, Measures and Consumer Protection		49 MoReg 604	49 MoReg 1455	
2 CSR 90-36.015	Weights, Measures and Consumer Protection		49 MoReg 605	49 MoReg 1456	
	DEPARTMENT OF CONSERVATION				
3 CSR 10-5.210	Conservation Commission		49 MoReg 731	49 MoReg 1305	
3 CSR 10-5.430	Conservation Commission		49 MoReg 955	49 MoReg 1526	
3 CSR 10-5.435	Conservation Commission		49 MoReg 957	49 MoReg 1527	
3 CSR 10-5.440	Conservation Commission		49 MoReg 959	49 MoReg 1527	
3 CSR 10-5.445	Conservation Commission		49 MoReg 961	49 MoReg 1527	
3 CSR 10-5.540	Conservation Commission		49 MoReg 963	49 MoReg 1528	
3 CSR 10-5.545	Conservation Commission		49 MoReg 965	49 MoReg 1528	
3 CSR 10-5.551	Conservation Commission		49 MoReg 967	49 MoReg 1529	
3 CSR 10-5.552	Conservation Commission		49 MoReg 969	49 MoReg 1530	
3 CSR 10-5.554	Conservation Commission		49 MoReg 971	49 MoReg 1530	
3 CSR 10-5.559	Conservation Commission		49 MoReg 973	49 MoReg 1530	
3 CSR 10-5.560	Conservation Commission		49 MoReg 973	49 MoReg 1530	
3 CSR 10-5.565	Conservation Commission		49 MoReg 975	49 MoReg 1531	
3 CSR 10-5.567	Conservation Commission		49 MoReg 977	49 MoReg 1532	
3 CSR 10-5.570	Conservation Commission		49 MoReg 979	49 MoReg 1532	
3 CSR 10-5.576	Conservation Commission		49 MoReg 981	49 MoReg 1532	
3 CSR 10-5.579	Conservation Commission		49 MoReg 983	49 MoReg 1533	
3 CSR 10-5.580	Conservation Commission		49 MoReg 985	49 MoReg 1533	
3 CSR 10-5.605	Conservation Commission		49 MoReg 987	49 MoReg 1533	
3 CSR 10-5.710	Conservation Commission		49 MoReg 1493		
3 CSR 10-6.415	Conservation Commission		49 MoReg 1495		
3 CSR 10-6.535	Conservation Commission		49 MoReg 1495		
3 CSR 10-6.550	Conservation Commission		49 MoReg 1496		
3 CSR 10-7.410	Conservation Commission		49 MoReg 1496		
3 CSR 10-7.412	Conservation Commission		49 MoReg 1496		
3 CSR 10-7.450	Conservation Commission		49 MoReg 1497		
3 CSR 10-7.705	Conservation Commission		49 MoReg 1497		
3 CSR 10-7.710	Conservation Commission		49 MoReg 1498		
3 CSR 10-7.900	Conservation Commission		49 MoReg 793	49 MoReg 1305	
3 CSR 10-9.565	Conservation Commission		49 MoReg 1500		
3 CSR 10-11.115	Conservation Commission		49 MoReg 1502		
3 CSR 10-11.180	Conservation Commission		49 MoReg 1502		
3 CSR 10-11.186	Conservation Commission		49 MoReg 1503		
3 CSR 10-11.205	Conservation Commission		49 MoReg 1504		
3 CSR 10-12.110	Conservation Commission		49 MoReg 1504		
3 CSR 10-12.140	Conservation Commission				
	DEPARTMENT OF ECONOMIC DEVELOPMENT				

RULE NUMBER	AGENCY	EMERGENCY	PROPOSED	ORDER	IN ADDITION
DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION					
5 CSR 20-100.110	Division of Learning Service		49 MoReg 731	49 MoReg 1533	
5 CSR 20-200.180	Division of Learning Services		49 MoReg 876	49 MoReg 1533	
5 CSR 20-400.125	Division of Learning Services		49 MoReg 1391		
5 CSR 20-400.610	Division of Learning Services		49 MoReg 877	49 MoReg 1534	
5 CSR 20-400.650	Division of Learning Services		49 MoReg 879	49 MoReg 1534	
5 CSR 20-400.660	Division of Learning Services		49 MoReg 880	49 MoReg 1534	
5 CSR 20-400.670	Division of Learning Services		49 MoReg 882	49 MoReg 1534	
5 CSR 20-500.130	Division of Learning Services		49 MoReg 1051	49 MoReg 1850	
5 CSR 20-500.170	Division of Learning Services		49 MoReg 1052	49 MoReg 1850	
5 CSR 20-500.180	Division of Learning Services		49 MoReg 1052	49 MoReg 1850	
5 CSR 20-500.190	Division of Learning Services		49 MoReg 1053	49 MoReg 1850	
5 CSR 20-500.200	Division of Learning Services		49 MoReg 1054	49 MoReg 1851	
5 CSR 30-660.090	Division of Financial and Administrative Services		49 MoReg 607R 49 MoReg 1504R	49 MoReg 1456W	
DEPARTMENT OF HIGHER EDUCATION AND WORKFORCE DEVELOPMENT					
6 CSR 10-10.010	Commissioner of Education		This Issue R This Issue		
MISSOURI DEPARTMENT OF TRANSPORTATION					
7 CSR 10-4.020	Missouri Highways and Transportation Commission	49 MoReg 1699	49 MoReg 1704		
7 CSR 10-25.020	Missouri Highways and Transportation Commission		49 MoReg 1393		
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS					
DEPARTMENT OF MENTAL HEALTH					
DEPARTMENT OF NATURAL RESOURCES					
10 CSR 10-6.060	Director's Office		49 MoReg 1054		
10 CSR 10-6.065	Director's Office		49 MoReg 1067		
10 CSR 10-6.110	Director's Office		49 MoReg 1082		
10 CSR 10-6.241	Director's Office		49 MoReg 1094		
10 CSR 10-6.250	Director's Office		49 MoReg 1103		
10 CSR 10-6.255	Director's Office		49 MoReg 1115		
10 CSR 10-6.261	Director's Office		49 MoReg 1572		
10 CSR 20-6.030	Clean Water Commission		49 MoReg 1121	This Issue	
10 CSR 20-8.130	Clean Water Commission		49 MoReg 1123	This Issue	
10 CSR 20-8.200	Clean Water Commission		49 MoReg 1125	This Issue	
10 CSR 23-1.010	Well Installation		49 MoReg 607	49 MoReg 1456	
10 CSR 23-1.140	Well Installation		49 MoReg 608	49 MoReg 1456	
10 CSR 23-3.030	Well Installation		49 MoReg 608	49 MoReg 1456	
10 CSR 23-3.050	Well Installation		49 MoReg 612	49 MoReg 1458	
10 CSR 23-3.080	Well Installation		49 MoReg 612	49 MoReg 1459	
10 CSR 23-3.090	Well Installation		49 MoReg 615	49 MoReg 1460	
10 CSR 23-3.110	Well Installation		49 MoReg 631	49 MoReg 1460	
10 CSR 23-4.060	Well Installation		49 MoReg 632	49 MoReg 1460	
10 CSR 23-5.050	Well Installation		49 MoReg 633	49 MoReg 1460	
10 CSR 25-3.260	Hazardous Waste Management Commission		49 MoReg 1267		
10 CSR 25-4.261	Hazardous Waste Management Commission		49 MoReg 1270		
10 CSR 25-5.262	Hazardous Waste Management Commission		49 MoReg 1271		
10 CSR 25-7.264	Hazardous Waste Management Commission		49 MoReg 1274		
10 CSR 25-7.265	Hazardous Waste Management Commission		49 MoReg 1276		
10 CSR 25-7.266	Hazardous Waste Management Commission		49 MoReg 1278		
10 CSR 25-7.268	Hazardous Waste Management Commission		49 MoReg 1278		
10 CSR 25-7.270	Hazardous Waste Management Commission		49 MoReg 1279		
10 CSR 25-11.279	Hazardous Waste Management Commission		49 MoReg 1281		
10 CSR 25-12.010	Hazardous Waste Management Commission		49 MoReg 1284		
10 CSR 25-12.020	Hazardous Waste Management Commission		49 MoReg 1290		
10 CSR 25-16.273	Hazardous Waste Management Commission		49 MoReg 1291		
10 CSR 40-10.025	Missouri Mining Commission		49 MoReg 884	49 MoReg 1851	
10 CSR 90-2.070	State Parks		49 MoReg 1399		
10 CSR 140-2.020	Division of Energy		49 MoReg 1400		49 MoReg 1861
DEPARTMENT OF PUBLIC SAFETY					
11 CSR 30-1.010	Office of the Director		49 MoReg 987	49 MoReg 1851	
11 CSR 30-8.010	Office of the Director		49 MoReg 987R	49 MoReg 1851R	
11 CSR 30-8.020	Office of the Director		49 MoReg 988R	49 MoReg 1851R	
11 CSR 30-8.030	Office of the Director		49 MoReg 988R	49 MoReg 1852R	
11 CSR 30-8.040	Office of the Director		49 MoReg 988R	49 MoReg 1852R	
11 CSR 30-19.010	Office of the Director		49 MoReg 988	49 MoReg 1852	
11 CSR 40-2.025	Division of Fire Safety		49 MoReg 1505		
11 CSR 40-6.020	Division of Fire Safety		49 MoReg 1505		
11 CSR 40-6.025	Division of Fire Safety		49 MoReg 1506		
11 CSR 40-6.031	Division of Fire Safety		49 MoReg 1506		
11 CSR 40-6.033	Division of Fire Safety		49 MoReg 1509		
11 CSR 40-6.060	Division of Fire Safety		49 MoReg 1509		
11 CSR 40-6.065	Division of Fire Safety		49 MoReg 1512		
11 CSR 45-13.030	Missouri Gaming Commission		49 MoReg 1442		
11 CSR 45-30.135	Missouri Gaming Commission		49 MoReg 1442		
11 CSR 45-30.280	Missouri Gaming Commission		49 MoReg 1443		
11 CSR 45-30.610	Missouri Gaming Commission		49 MoReg 1443		
11 CSR 50-2.010	Missouri State Highway Patrol		49 MoReg 1293	49 MoReg 1852	
11 CSR 50-2.020	Missouri State Highway Patrol		49 MoReg 1294	49 MoReg 1853	
11 CSR 50-2.060	Missouri State Highway Patrol		49 MoReg 1294	49 MoReg 1853	

RULE NUMBER	AGENCY	EMERGENCY	PROPOSED	ORDER	IN ADDITION
11 CSR 50-2.070	Missouri State Highway Patrol		49 MoReg 1295	49 MoReg 1853	
11 CSR 50-2.090	Missouri State Highway Patrol		49 MoReg 1295	49 MoReg 1853	
11 CSR 50-2.100	Missouri State Highway Patrol		49 MoReg 1296	49 MoReg 1853	
11 CSR 50-2.110	Missouri State Highway Patrol		49 MoReg 1296	49 MoReg 1854	
11 CSR 50-2.120	Missouri State Highway Patrol		49 MoReg 1297	49 MoReg 1854	
11 CSR 50-2.140	Missouri State Highway Patrol		49 MoReg 1299	49 MoReg 1854	
11 CSR 70-2.010	Division of Alcohol and Tobacco Control		49 MoReg 1345		
11 CSR 70-2.020	Division of Alcohol and Tobacco Control		49 MoReg 1345		
11 CSR 70-2.050	Division of Alcohol and Tobacco Control		49 MoReg 1346		
11 CSR 70-2.060	Division of Alcohol and Tobacco Control		49 MoReg 1346		
11 CSR 70-2.120	Division of Alcohol and Tobacco Control		49 MoReg 1444		
11 CSR 70-2.130	Division of Alcohol and Tobacco Control		49 MoReg 1575		
11 CSR 70-2.140	Division of Alcohol and Tobacco Control		49 MoReg 1347		
11 CSR 70-2.240	Division of Alcohol and Tobacco Control		49 MoReg 1347		
11 CSR 70-2.270	Division of Alcohol and Tobacco Control		49 MoReg 1349		
11 CSR 90-4.010	Missouri 911 Service Board		49 MoReg 793	49 MoReg 1461	
11 CSR 90-4.020	Missouri 911 Service Board		49 MoReg 794	49 MoReg 1461	
11 CSR 90-4.030	Missouri 911 Service Board		49 MoReg 794	49 MoReg 1461	
11 CSR 90-4.040	Missouri 911 Service Board		49 MoReg 794	49 MoReg 1461	
11 CSR 90-4.050	Missouri 911 Service Board		49 MoReg 795	49 MoReg 1461	
11 CSR 90-4.060	Missouri 911 Service Board		49 MoReg 795	49 MoReg 1462	
11 CSR 90-4.080	Missouri 911 Service Board		49 MoReg 796	49 MoReg 1462	
11 CSR 90-4.090	Missouri 911 Service Board		49 MoReg 796	49 MoReg 1462	
11 CSR 90-4.100	Missouri 911 Service Board		49 MoReg 796	49 MoReg 1462	
11 CSR 90-4.150	Missouri 911 Service Board		49 MoReg 797	49 MoReg 1463	
DEPARTMENT OF REVENUE					
12 CSR 10-2.155	Director of Revenue		49 MoReg 887		
12 CSR 10-24.060	Director of Revenue		49 MoReg 888		
12 CSR 10-24.200	Director of Revenue		49 MoReg 637		
12 CSR 10-24.325	Director of Revenue		49 MoReg 736	49 MoReg 1534	
12 CSR 10-24.330	Director of Revenue		48 MoReg 1544	49 MoReg 101	
12 CSR 10-24.390	Director of Revenue		49 MoReg 736	49 MoReg 1535	
12 CSR 10-24.402	Director of Revenue		49 MoReg 737	49 MoReg 1535	
12 CSR 10-24.405	Director of Revenue		49 MoReg 738	49 MoReg 1535	
12 CSR 10-24.420	Director of Revenue		49 MoReg 888		
12 CSR 10-24.430	Director of Revenue		49 MoReg 738	49 MoReg 1535	
12 CSR 10-24.440	Director of Revenue		49 MoReg 637R		
12 CSR 10-24.480	Director of Revenue		49 MoReg 739	49 MoReg 1535	
DEPARTMENT OF SOCIAL SERVICES					
13 CSR 35-38.010	Children's Division	49 MoReg 1043	49 MoReg 1129	This Issue	
13 CSR 35-71.015	Children's Division	49 MoReg 759	49 MoReg 798	49 MoReg 1535	
13 CSR 35-71.045	Children's Division	48 MoReg 1676	49 MoReg 560R 49 MoReg 560 49 MoReg 1580	49 MoReg 1463W 49 MoReg 1463W	
13 CSR 40-100.020	Family Support Division		49 MoReg 1134	49 MoReg 1854	
13 CSR 70-1.010	MO HealthNet Division		49 MoReg 1140	49 MoReg 1724	
13 CSR 70-3.200	MO HealthNet Division		49 MoReg 638	49 MoReg 1463	
13 CSR 70-3.320	MO HealthNet Division		49 MoReg 804	49 MoReg 1463	
13 CSR 70-4.080	MO HealthNet Division		49 MoReg 1512		
13 CSR 70-8.010	MO HealthNet Division		49 MoReg 1400		
13 CSR 70-8.020	MO HealthNet Division		49 MoReg 989	49 MoReg 1620	
13 CSR 70-15.010	MO HealthNet Division	49 MoReg 1329	49 MoReg 1804		
13 CSR 70-15.110	MO HealthNet Division	49 MoReg 1334	49 MoReg 1349		
13 CSR 70-15.160	MO HealthNet Division	49 MoReg 1760	49 MoReg 1809		
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13 CSR 70-20.030	MO HealthNet Division		49 MoReg 1444		
13 CSR 70-20.045	MO HealthNet Division		49 MoReg 1816		
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15 CSR 30-120.020	Secretary of State <i>moved to 20 CSR 1140-120.020</i>				49 MoReg 1467
15 CSR 30-120.030	Secretary of State <i>moved to 20 CSR 1140-120.030</i>				49 MoReg 1467
15 CSR 30-120.040	Secretary of State <i>moved to 20 CSR 1140-120.040</i>				49 MoReg 1467
15 CSR 30-120.050	Secretary of State <i>moved to 20 CSR 1140-120.050</i>				49 MoReg 1467

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16 CSR 10-1.040	The Public School Retirement System of Missouri		49 MoReg 1708		
16 CSR 10-3.010	The Public School Retirement System of Missouri		49 MoReg 1708		
16 CSR 10-5.010	The Public School Retirement System of Missouri		49 MoReg 1710		
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16 CSR 10-6.020	The Public School Retirement System of Missouri		49 MoReg 1712		
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16 CSR 20-1.010	Missouri Local Government Employees' Retirement System (LAGERS)		49 MoReg 642	49 MoReg 1464	
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20 CSR	Construction Claims Binding Arbitration Cap				49 MoReg 304
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20 CSR 2110-2.130	Missouri Dental Board		49 MoReg 642	49 MoReg 1465	
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20 CSR 2245-3.005	Real Estate Appraisers		49 MoReg 895	49 MoReg 1466	
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22 CSR 10-2.047	Health Care Plan	49 MoReg 1776	49 MoReg 1829		
22 CSR 10-2.053	Health Care Plan	49 MoReg 1777	49 MoReg 1829		
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22 CSR 10-2.120	Health Care Plan		49 MoReg 1838		
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11 CSR 70-2.010	Definitions.....	49 MoReg 601	April 5, 2024. Jan. 15, 2025
11 CSR 70-2.020	Application for License.....	49 MoReg 601	April 5, 2024. Jan. 15, 2025
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13 CSR 70-15.010	Inpatient Hospital Services Reimbursement Methodology.....	49 MoReg 1329	Aug. 9, 2024. Feb. 27, 2025
13 CSR 70-15.110	Federal Reimbursement Allowance (FRA).....	49 MoReg 1334	Aug. 9, 2024. Feb. 27, 2025
13 CSR 70-15.160	Outpatient Hospital Services Reimbursement Methodology.....	49 MoReg 1760	Oct. 30, 2024. April 27, 2025
13 CSR 70-15.230	Upper Payment Limit (UPL) Payment Methodology.....	49 MoReg 1341	Aug. 9, 2024. Feb. 27, 2025
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15 CSR 30-51.170	Dishonest or Unethical Business Practices by Broker- Dealers and Agents.....	49 MoReg 1768	Nov. 6, 2024. May 4, 2025
15 CSR 30-51.172	Dishonest or Unethical Business Practices by Investment Advisers and Investment Adviser Representatives.....	49 MoReg 1769	Nov. 6, 2024. May 4, 2025
15 CSR 30-51.174	Fraudulent Practices of Investment Advisers and Investment Adviser Representatives.....	49 MoReg 1770	Nov. 6, 2024. May 4, 2025
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22 CSR 10-2.025	Rule for Participating Higher Education Entity Entry into the Missouri Consolidated Health Care Plan.....	49 MoReg 1774	Jan. 1, 2025. June 29, 2025
22 CSR 10-2.046	PPO 750 Plan Benefit Provisions and Covered Charges.....	49 MoReg 1775	Jan. 1, 2025. June 29, 2025
22 CSR 10-2.047	PPO 1250 Plan Benefit Provisions and Covered Charges.....	49 MoReg 1776	Jan. 1, 2025. June 29, 2025
22 CSR 10-2.053	Health Savings Account Plan Benefit Provisions and Covered Charges.....	49 MoReg 1777	Jan. 1, 2025. June 29, 2025
22 CSR 10-2.055	Medical Plan Benefit Provisions and Covered Charges.....	49 MoReg 1777	Jan. 1, 2025. June 29, 2025
22 CSR 10-2.075	Review and Appeals Procedure.....	49 MoReg 1783	Jan. 1, 2025. June 29, 2025
22 CSR 10-2.089	Pharmacy Employer Group Waiver Plan for Medicare Primary Members.....	49 MoReg 1784	Jan. 1, 2025. June 29, 2025
22 CSR 10-2.090	Pharmacy Benefit Summary.....	49 MoReg 1785	Jan. 1, 2025. June 29, 2025
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22 CSR 10-3.020	General Membership Provisions.....	49 MoReg 1787	Jan. 1, 2025. June 29, 2025
22 CSR 10-3.055	Health Savings Account Plan Benefit Provisions and Covered Charges.....	49 MoReg 1789	Jan. 1, 2025. June 29, 2025
22 CSR 10-3.057	Medical Plan Benefit Provisions and Covered Charges.....	49 MoReg 1789	Jan. 1, 2025. June 29, 2025
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22 CSR 10-3.090	Pharmacy Benefit Summary.....	49 MoReg 1797	Jan. 1, 2025. June 29, 2025

The Secretary of State shall publish all executive orders beginning January 1, 2003, pursuant to section 536.035.2, RSMo.

ORDER	SUBJECT MATTER	FILED DATE	PUBLICATION
2024			
24-15	Orders state offices to be closed on Friday, November 29, 2024	November 7, 2024	This Issue
24-14	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated due to ongoing and fore-casted severe storm systems	November 5, 2024	This Issue
24-13	Declares a drought alert for 88 Missouri counties in accordance with the Missouri Drought Mitigation and Response Plan and orders the director of the Department of Natural Resources to activate and designate a chairperson for the Drought Assessment Committee	October 29, 2024	49 MoReg 1802
24-12	Revokes the rescission of Executive Order 97-97	October 24, 2024	49 MoReg 1801
24-11	Rescinds 177 executive orders that are no longer necessary or applicable to the operations of the government	October 23, 2024	49 MoReg 1799
24-10	Directs the Department of Health and Senior Services to address foods containing unregulated psychoactive cannabis products and the Department of Public Safety Division of Alcohol and Tobacco to amend regulations on unregulated psychoactive cannabis products	August 1, 2024	49 MoReg 1343
24-09	Orders executive branch state offices closed on Friday, July 5, 2024	July 1, 2024	49 MoReg 1188
24-08	Extends Executive Order 24-06 and the State of Emergency until July 31, 2024	June 26, 2024	49 MoReg 1187
24-07	Extends Executive Order 23-06 and the State of Emergency until June 30, 2024	May 30, 2024	49 MoReg 954
24-06	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated due to forecasted severe storm systems	May 2, 2024	49 MoReg 847
24-05	Extends Executive Order 23-05 to address drought-response efforts until September 1, 2024	April 26, 2024	49 MoReg 792
24-04	Designates members of his staff to have supervisory authority over departments, divisions and agencies of state government	February 29, 2024	49 MoReg 447
24-03	Declares a State of Emergency and declares Missouri will imple-ment the Emergency Mutual Aid Compact (EMAC) agreement with the State of Texas to provide support with border operations	February 20, 2024	49 MoReg 446
24-02	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated due to forecasted winter storm systems	January 11, 2024	49 MoReg 270
24-01	Orders the Dept. of Agriculture to establish rules regarding acquisitions of agricultural land by foreign businesses	January 2, 2024	49 MoReg 136
2023			
23-10	Extends Executive Order 23-05 to address drought-response efforts until May 1, 2024	November 17, 2023	48 MoReg 2267
23-09	Orders state offices to be closed on Friday, November 24, 2023	November 9, 2023	48 MoReg 2149
23-08	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated due to forecasted severe storm systems	August 5, 2023	48 MoReg 1684
23-07	Designates members of his staff to have supervisory authority over departments, divisions and agencies of state government	July 28, 2023	48 MoReg 1595
23-06	Rescinds Executive Order 17-20	June 29, 2023	48 MoReg 1423

ORDER	SUBJECT MATTER	FILED DATE	PUBLICATION
23-05	Declares drought alerts for 60 Missouri counties in accordance with the Missouri Drought Mitigation and Response Plan	May 31, 2023	48 MoReg 1179
23-04	Designates members of the governor's staff as having supervisory authority over each department, division, or agency of state government	April 14, 2023	48 MoReg 911
23-03	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated due to severe storm systems	March 31, 2023	48 MoReg 795
23-02	Extends Executive Order 22-08, the State of Emergency, and waivers until February 28, 2023	January 24, 2023	48 MoReg 433
23-01	Orders the commencement of the Missourians Aging with Dignity Initiative, with directives to support all citizens as they age	January 19, 2023	48 MoReg 431

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